

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 14992/2025

1.

Pephi W/o Hakaram, Aged About 35 Years, Resident Of
Septava Ki Dhani Septava Tehsil Rani District Pali
Rajasthan
2.

Geeta W/o Laxman Ji, Aged About 35 Years, Resident Of
Jogiyon Ka Dera Septava Tehsil Rani District Pali
Rajasthan

-----Petitioners

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

For Petitioner(s)

:

Mr. Anil Joshi

For Respondent(s)

:

Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE MANEESH SHARMA
Order

15/04/2026

1. The jurisdiction of this court has been invoked by way of filing an application under Section 482 of BNSS, 2023 at the instance of accused-petitioners. The requisite details of the matter are tabulated herein below:

Sr. No.	Particulars of the case	
1.	FIR Number	224/2025
2.	Concerned Police Station	Rani
3.	District	Pali
4.	Offences alleged in the FIR	u/s 189(2), 121 (1) and 132 of the BNS, 2023

2. Learned counsel for the petitioners submits that petitioners have been falsely implicated in this case and have not committed any of the offence(s) alleged in the FIR. He further submits that the main accused namely - *Mohan Lal, Hakaram* and *Laxman* have already been enlarged on regular bail by a Co-ordinate Bench of this Court vide order dated 11.11.2025 in SBCRLMB No.13268/2025. He further submits that the petitioners are ladies

having infants, do not have any criminal antecedent and have already joined the investigation, thus, custodial interrogation of the petitioners would not serve any fruitful purpose and accordingly prays that the petitioners may kindly be granted anticipatory bail.

3. Learned Public Prosecutor vehemently opposes the present bail application and prays for dismissal of the same.

4. Heard the learned counsel for the parties and perused the impugned order.

5. Considering the facts and circumstances of the case, more particularly that the main accused have been granted bail by a Co-ordinate Bench of this Court vide order dated 11.11.2025 in SBCRLMB No.13268/2025; the petitioner No.1-*Pephi* and No.2-*Geeta* are ladies, both having infants, do not have any criminal antecedents and have already joined the investigation; that the punishment for the alleged offence(s) is not more than five years and the alleged offence(s) are triable by Magistrate, for which the provisions contained under Section 41 and 41A of the CrPC are applicable *mutatis mutandis* and the ratio laid down in the judgment rendered by the Hon'ble Supreme Court in the case of ***Arnesh Kumar v. State of Bihar***¹ applies squarely in the present case, where custodial investigation would not be required.

6. Consequently, without expressing any opinion on the merits or demerits of the case, this Court is of the opinion that it is a fit case for grant of anticipatory bail to the petitioner(s) under Section 482 of BNSS, 2023.

1 AIR 2014 SC 2756

7. Accordingly, the present anticipatory bail application is allowed and it is directed that in the event of arrest of petitioners **(1) Pephi W/o Hakaram** and **(2) Geeta W/o Laxman Ji**, in connection with FIR No.224/2025, Police Station Rani, District Pali, the petitioners shall be released on bail; provided they furnish a personal bond in the sum of Rs.1,00,000/- each along with two sureties of Rs.50,000/- each to the satisfaction of the concerned Investigating Officer/S.H.O. on the following conditions :-

- (i) that the petitioners shall make themselves available for interrogation by a police officer as and when required; and
- (ii) that the petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or any police officer.
- (iii) that the petitioners shall not leave India without previous permission of the court.

(MANEESH SHARMA),J