

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Criminal Miscellaneous 2nd Bail Application No. 15210/2025

Chhaganlal S/o Sukharam, Aged About 35 Years, R/o Atbara, Police Station Chandawal, District Pali, Raj. (At Present Lodged In District Jail Pali.)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Zafar Khan
For Respondent(s)	:	Mr. Sameer Parekh, P.P.

HON'BLE MR. JUSTICE SANDEEP TANEJA

(Through VC)

Order

26/02/2026

1. The present second bail application has been filed by the accused-petitioner under Section 483 of BNSS, in connection with F.I.R. No.94/2025 registered at Police Station Chandawal, District Pali, for the offence(s) punishable under Section(s) 19/54 of the Rajasthan Excise Act.
2. The first bail application was dismissed as withdrawn with liberty to revive the prayer after filing of charge-sheet in the matter.
3. Learned counsel for the petitioner submits that the accused-petitioner has been falsely implicated in this case and he has nothing to do with the alleged offences. Learned counsel further submits that the case is triable by a Court of Magistrate and he is in custody since 11.10.2025. He also submits that after investigation, charge-sheet has been filed; custodial interrogation of the petitioner is not required in the matter and trial will take considerably long time in its conclusion, so no

fruitful purpose would be served by keeping the petitioner in custody, therefore, he may be enlarged on bail.

4. *Per contra*, learned Public Prosecutor vehemently opposes the submissions made by learned counsel for the petitioner hereinabove and submits that the petitioner has criminal antecedents.

5. Taking into consideration the overall facts and circumstances of the case; considering the arguments advanced by learned counsel for the petitioner, the fact that the petitioner the case is triable by a Court of Magistrate; charge-sheet has already been filed in the matter and trial will considerably take long time in its conclusion, thus, without commenting anything on the merits / demerits of the case, this Court deems it just and proper to enlarge the petitioner on bail.

6. Therefore, the instant second bail application is **allowed** and the accused-petitioner, namely **Chhaganlal S/o Sukharam**, is ordered to be released on bail, provided he furnishes a personal bond in the sum of Rs.1,00,000/- with two sureties of Rs.50,000/-, out of whom one surety should be a close relative of the petitioner, each to the satisfaction of the Trial Court, with the following conditions:-

- (i) The accused-petitioner shall not tamper with evidence or influence the witness in any manner.
- (ii) The accused-petitioner shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
- (iii) The accused-petitioner shall attend the hearing of the Trial Court on the date fixed by the Trial Court or as and when he is asked to appear before the Trial Court.

7. The accused-petitioner is directed to mark his presence in every second week of every month before the concerned Police Station. The SHO of the concerned Police Station shall send the presence report of

the accused-petitioner to the Trial Court on the same day of every month.

8. In case of breach of any of the above conditions, learned Public Prosecutor shall be free to move an application against the petitioner for cancellation of the bail before the concerned Court.

9. Office is directed to send a copy of this order to the concerned SHO for necessary compliance.

(SANDEEP TANEJA),J

SAHIL SONI/2