

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous 2nd Bail Application No. 2735/2026
CNR: RJHC020132282026 | URN: CRLMB / 4848U / 2026

Yusuf Khan S/o Sh. Leela Khan, Aged About 25 Years, R/o
Khudanpuri, Police Station Vaishali Nagar, District Alwar (Raj.).
(At Present Accused- Petitioner Confined In Central Jail Alwar.)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Ankit Khandelwal
For Respondent(s)	:	Mr. Onkar Singh Rajpurohit, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

03/08/2026

1. The second bail application under Section 483 of BNSS is filed by the applicant-accused **Yusuf Khan S/o Sh. Leela Khan** seeking bail in respect of a criminal case registered as FIR No.259/2025 dated 02.05.2025 registered at P.S. Sadar Alwar, District-Alwar, for the offence under Sections 189(2), 115(2), 126(2), 303(2), 324(4) and 333 of BNS.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant accused from the jurisdiction of this Hon'ble Court. He also submits that the applicant undertakes not to repeat offence and cooperate with investigation/trial, which will take time.

3. Learned counsel for petitioner while referring two statements of PW-19 Mangtu Khan and PW-20 Tahir, and submits that on earlier occasion i.e. 08.09.2025, the bail application of present petitioner was dismissed as withdrawn with liberty to file after recording statement of both the injured. He also submits that now, statement of Mangtu Khan and Tahir have been recorded by the Trial Court and both of them have not named present petitioner, as the person who assaulted deadly blow on skull of Mangtu Khan. He also submitted that even the injured have not named present petitioner for involvement in the incident. At last, he submitted that a Coordinate Bench has already allowed bail application of co-accused Irsad.
4. Learned Public Prosecutor has vehemently opposed the bail application and submitted that the allegations are grave and serious in nature.
5. Heard learned counsel for the petitioner-accused and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On earlier occasion, on 08.09.2025, the bail application of present petitioner was dismissed as withdrawn with liberty to file after recording statement of both the injured Tahir and Mangtu Khan. Now, the statement of Mangtu Khan and Tahir have been recorded as PW-19 and PW-20 respectively. We have considered the statement of both the injured and also the statement of other witnesses as recorded by the Trial Court. The prosecution has claimed that three criminal cases

against the petitioner and we have considered the list as mentioned therein.

7. Upon hearing the arguments and perusing the record, we have found that the applicant-accused is no more required in the investigation and he is in custody for quite some time. The further proceedings will take its own time, therefore, looking to entirety of facts and circumstances of the case and without expressing any opinion on merits of the case, the Court deems it appropriate to grant bail to the applicant-accused.
8. Thus, the second bail application filed on behalf of applicant-accused **Yusuf Khan S/o Sh. Leela Khan**, is hereby allowed and the applicant-accused is ordered to be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-
- (i) The applicant-accused shall not tamper with evidence or influence the witness in any manner.
 - (ii) The applicant-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
 - (iii) The applicant-accused shall attend the hearing of the Trial Court on the date fixed by the Trial court or as and when asked to appear before the Trial Court.
 - (iv) In case of any violation of above conditions, the bail granted to the applicant-accused shall be liable to be canceled.

9. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J

01/GAURAV