

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Appeal (Sb) No. 439/2026

Pushpendra @ Pussu S/o Late Sh. Ghanshyam, Aged About 19 Years, Resident Of Balasagar Asara, Thana Todabhim, District Karauli (Raj.). (At Present Confined At District Jail Karauli).

----Appellant

Versus

1. The State Of Rajasthan, Through P.p.
2. Jagmohan S/o Late Sh. Ghanshyam, Aged About 49 Years, Sikray, Thana Manpur, District Dausa, Presently New Sainicolony, Balaji Road, Todabhim, District Karauli.

----Respondents

For Appellant(s)	:	Mr. Mukesh Kumar Goyal
For Respondent(s)	:	Mr. Devi Singh, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR
Order

13/03/2026

1. This criminal appeal under Section 14(A)(2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (hereinafter to be referred as 'the SC/ST Act') has been filed on behalf of the appellant being aggrieved with the order dated 06.02.2026 passed by the learned Special Judge, S.C./S.T. (Prevention of Atrocities Cases), Karauli (hereinafter to be referred as 'trial court') in FIR No.272/2025 registered at Police Station Todabhim, District Karauli for the offence under Sections 115(2), 126(2), 352, 109(1) of BNS, 2023 and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of SC/ST Act, 2015 whereby the trial court has dismissed the bail application filed on behalf of the appellant.
2. Heard the learned counsel for the appellant and learned Public Prosecutor and perused the material on record.
3. None appears on behalf of the complainant despite service.

4. Learned counsel for the appellant submits that the appellant has falsely been implicated in this case. He further submits that though a specific act has been attributed to the present appellant but as per the medical report only one injury was inflicted upon the victim which is simple in nature. There is no medical opinion which described the injury as dangerous to life. The appellant is in custody since 29.01.2026 without any criminal past. Therefore, the appeal presented by the present appellant may be allowed.

5. Learned Public Prosecutor has vehemently opposed the appeal.

6. Considering the facts and circumstances of the case and without commenting anything on the merits/demerits of the case, I deem it just and proper to allow the appeal filed by the appellants under Section 14-A(2) of SC/ST Act.

7. Accordingly, this criminal appeal filed under Section 14-A(2) of SC/ST Act is allowed and order dated 06.10.2025 passed by the learned trial court is set aside. It is directed that appellant- **Pushpendra @ Pussu S/o Late Sh. Ghanshyam**, shall be released on bail provided he shall execute a personal bond in a sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(PRAMIL KUMAR MATHUR),J