

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Appeal (Sb) No. 614/2026

URN: CRLAS / 1141U / 2026

Shubham Gurjar @ Shubham Khedli S/o Rajesh Gurjar, Aged About 23 Years, Resident Of Village Khedli, Police Station Dausa Sadar, At Present House No. A-174, Viman Vihar Colony, Police Station Malpura Gate, Jaipur At Present Tenant House No. 2548, Sachivalay Nagar, Ankit Nagar Road, Police Station Sanganer Sadar, Jaipur. (At Present Petitioner Is Confined In Central Jail Jaipur)

----Accused-Appellant

Versus

1. State Of Rajasthan, Through Public Prosecutor

-----Respondent

2. Budhram @ Vikki Meena Son Of Shri Ramprasad Meena, Aged About 26 Years, Resident Of Buddh Singh Pura, Chak, Getor Lagad Baba Ki Dhani, Pratpa Nagar, Police Station Pratap Nagar Jaipur East.

----Complainant-Respondent

For Appellant(s) : Mr. Neeraj Sharma

For Respondent(s) : Mr. Sudesh Saini, PP

HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

08/07/2026

1. This criminal appeal has been filed on behalf of the accused-appellant under Section 14(A) of S.C./S.T. (Prevention of Atrocities) Act, in connection with FIR No. 698/2025 registered at Police Station Pratap Nagar, District Jaipur City (East) for the offence(s) under Sections 115(2), 126(2) & 189(2) of BNS and Section 3(2)(va) of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, in which charge-sheet has been submitted under Sections 115(2), 324(2), 117(2), 191(2), 191(3) & 190 of BNS and Sections 3(2)(va), 3(1)(r) & 3(1)(s) of

Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act.

2. Learned counsel for the accused-appellant submits that the accused-appellant has been falsely implicated in this case and has nothing to do with the alleged offences. Learned counsel also submits that the accused-appellant is in custody since long; that charge-sheet has been filed; that none of the injuries sustained by the injured are neither fatal nor dangerous to life; trial will take its own time, so no fruitful purpose would be served by keeping the accused-appellant in custody and, therefore, prays to enlarge the accused-appellant on bail.

3. *Per contra*, learned Public Prosecutor has vehemently opposed the contentions put forth by learned counsel for the accused-appellant hereinabove and submits that there is one criminal antecedent registered against the accused-appellant. He further submits that victim/complainant has been informed about filing of this criminal appeal but no one has put in appearance on her/his behalf.

4. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the accused-appellant, the fact that accused-appellant is behind the bars since 30.01.2026; that charge-sheet has been filed; that the injuries sustained by the injured are not attributed to accused-appellant; trial will take its own time. Hence, this Court without commenting anything on merits/demerits of the case, deems it just and proper to enlarge the appellant on bail.

5. Consequently, this instant appeal is **allowed**. The impugned order dated 21.02.2026 passed by Special Court, SC and ST

(Prevention of Atrocities) Cases, Jaipur Metropolitan-I in Bail Application No. 40/2026 is set aside. It is ordered that the accused-appellant **Shubham Gurjar @ Shubham Khedli S/o Rajesh Gurjar** 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/- each to the satisfaction of the trial Court with the following conditions:

- (i) The accused-appellant shall not tamper with evidence or influence the witness in any manner.
- (ii) The accused-appellant shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the law.
- (iii) The accused-appellant 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 accused-appellant shall be liable to be cancelled.

6. The observation made hereinabove is only for decision of the instant criminal appeal and would not have any impact on the trial of the case in any manner.

7. Office is directed to send a copy of this order to the concerned trial Court through e-mail/fax, for necessary compliance.

8. Pending application(s), if any, also stands disposed of.

(SANGEETA SHARMA),J