

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Appeal No. 816/2026

1. Anup Ray Son of Tapan Ray, Aged 30 Years,
2. Minal Vishwas Son of Nakul Vishwas, Aged 60 Years,
Both Residents of Udiya Basti, Police Station Dadabadi,
Kota. (At Present In Central Jail, Kota)

-----Accused/Appellants

Versus

1. State of Rajasthan, Through P.P.
2. Jitendra Meena Son of Shri Lalchand Meena, Aged 26
Years, Resident of Sarola, Police Station Sultanpur,
District Kota (Rajasthan)

-----Respondent

-----Complainant/Respondent

For Appellant(s)	:	Mr. Indrapal Jakhar
For Respondent(s)	:	Mr. Tapeshe Agarwal, PP

HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

28/04/2026

1. This criminal appeal has been filed on behalf of the accused-appellants under Section 14(A)(2) of S.C./S.T. (Prevention of Atrocities) Act, in connection with FIR No. 58/2026 registered at Police Station Dadabari, District Kota City, for the offence(s) under Sections 115(2), 126(2), 3(5) of BNS and under Section 3(2)(va) of SC/ST Act.
2. Learned counsel for the accused-appellants submits that the accused-appellants have been falsely implicated in this case and they are in custody since 01.04.2026. He further submits that the charge-sheet against the accused-appellants is proposed to be filed. He further submits that there are no criminal antecedents

against the accused-appellants. He further submits that injuries sustained by the injured are neither fatal nor dangerous to life. He further submits that the accused-appellant No.2 namely Minal Vishwas is a senior citizen. The trial will take its own time, so no fruitful purpose would be served by keeping the accused-appellants in custody and, therefore, prays to enlarge the accused-appellants on bail.

3. *Per contra*, learned Public Prosecutor vehemently opposes the bail application. He further submits that the victim/complainant has been informed about filing of this criminal appeal, but no one has put in appearance on his/her 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-appellants, the fact that accused-appellants are behind the bars since 01.04.2026; charge-sheet against the accused-appellants is proposed to be filed; that the injuries sustained by the injured are neither fatal nor dangerous to life; that there are no criminal antecedents against the accused-appellants. Hence, this Court without commenting anything on merits/demerits of the case, deems it just and proper to enlarge the accused-appellants on bail.

5. Consequently, this instant appeal is **allowed**. The impugned order dated 06.04.2026 passed by Special Court, SC and ST (Prevention of Atrocities) Cases, Kota in Bail Application (CIS) No. 88/2026 is set aside. It is ordered that the accused-appellants namely **Anup Ray Son of Tapan Ray** and **Minal Vishwas Son of Nakul Vishwas** be released on bail, provided each of them 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-appellants shall not tamper with evidence or influence the witness in any manner.

(ii) The accused-appellants shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the law.

(iii) The accused-appellants 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-appellants shall be liable to be cancelled.

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

(SANGEETA SHARMA),J