

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 6473/2026

Rohitash S/o Prabhuram, Aged About 30 Years, R/o Village Jhadli, Police Station Thoi, Tehsil Srimadhopur, District Sikar, Rajasthan.

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Vidhut Kumar Gupta Ms. Manisha Solera
For Respondent(s)	:	Mr. Vijay Singh Yadav, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

07/05/2026

1. This instant application under Section 482 of BNSS is filed by the petitioner-applicant **Rohitash S/o Prabhuram**, for seeking anticipatory bail in event of arrest in connection with FIR No.124/2025 dated 16.05.2025 registered at P.S. Thoi District -Sikar for alleged offence under Section 189(2), 115(2) & 126(2) of BNS.
2. Learned counsel for the applicant submits that the applicant has falsely implicated in a concocted criminal case. He also submitted that the applicant may be arrested due to ulterior motive and to fulfill personal *vendetta* of complainant though there is no evidence against the petitioner-applicant. He further submitted that the petitioner is a law abiding citizen having no previous criminal antecedents, but he assure(s) full cooperation with Investigating Agency.

3. Learned counsel for petitioner submits that in the incident the main accused is Sawar Mal and he has already been granted bail by this Hon'ble Court on 08.08.2025. He also submitted that identically placed Santosh has filed an application under Section 482 of BNSS for seeking anticipatory bail and same was also allowed by the Co-ordinate Bench of this Court. He further referred injury report of Manju Devi and submitted that out of seven injuries from blunt weapon only injury no.4 was opined as grievous in nature and that too on non-vital part.
4. Learned Public Prosecutor has opposed the bail application and submitted that the allegations against the petitioner are grave and serious, therefore, at the stage of investigation, the petitioner-applicant, is required for investigation, hence, he is not entitled to grant anticipatory bail. He also submitted report received from concerned police station.
5. Heard learned counsel for the petitioner-applicant and learned Public Prosecutor. Perused the material available on record submitted by both the parties.
6. On the basis of report dated 16.05.2025 lodged by complainant Sachin Yadav about assault upon his mother Manju Devi by Sawarmal, Rohitash, Shanti Devi and others, FIR no.124 dated 16.05.2025 was registered at P.S. Thoi District Sikar under Section 189(2), 115(2) and 126(2) of BNS. The matter is investigated. This court has granted post arrest bail to Sawarmal on 08.08.2025. A Co-ordinate Bench has granted anticipatory bail to Santosh on 30.01.2026.

7. Having considered the role and involvement along with injury report of injured, police report and the material placed on record for perusal, the matter is still at the investigation stage, but the investigation so far indicates that the petitioner-applicant is not required for custodial interrogation. Considering the assurance of cooperation and also the fact that there is no criminal antecedents against the petitioner-applicant, without expressing any opinion on role of the present petitioner-applicant, it is appropriate to grant anticipatory bail.
8. In view of the facts and circumstances of the case, the bail application under Section 482 of BNSS, is hereby allowed and it is ordered that in the event of arrest of petitioner-applicant **Rohitash S/o Prabhuram**, in connection with FIR No.124/2025 dated 16.05.2025 registered at P.S. Thoi District -Sikar for alleged offence under Section 189(2), 115(2) & 126(2) of BNS, the applicant **Rohitash S/o Prabhuram**, shall be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Investigating Officer on the following conditions:-
- (i) Till completion of investigation, the applicant shall not leave the jurisdiction of the State of Rajasthan without prior permission of the concerned trial Court.
 - (ii) The applicant shall make himself available for interrogation by the Investigating Officer as and when required in relation to present criminal case.

- (iii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Investigating Officer during investigation.
- (iv) The applicant shall not tamper with any evidence or try to influence any witness in any manner.
- (vi) The applicant shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
- (vii) Failure to comply with any of the aforementioned conditions, shall entail the cancellation of the anticipatory bail order.

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

(ASHOK KUMAR JAIN),J