

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 6389/2026

1. Raees Ahamad S/o Abdul Gaffar, Aged About 43 Years, R/o Ghonsi Mohalla, Kishorpura, Police Station Kishorpura, Kota City (Raj.) (At Present Confined In District Jail, Kota).
2. Mahfooz Alam @ Gudda Alam S/o Mahmood Alam, Aged About 58 Years, R/o Ghonsi Mohalla, Kishorpura, Police Station Kishorpura, Kota City (Raj.) (At Present Confined In District Jail, Kota).

----Accused-Petitioners

Versus

The State Of Rajasthan, Through P.P.

----Respondent

For Petitioner(s) : Mr. Avtar Singh Rathore

For Respondent(s) : Mr. Manvendra Singh Choudhary, PP

HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

07/05/2026

1. This bail applications has been filed on behalf of the accused-petitioners under Section 483 of BNSS in connection with FIR No. 42/2026 registered at Police Station Kishorepura, District Kota City for the offence(s) under Sections 189(2), 115(2), 127(2), 110 & 285 of BNS.
2. Learned counsel for the accused-petitioners submits that the petitioners have been falsely implicated in this case; charge-sheet has already been filed; He also submits that petitioners are behind the bars since 16.04.2026. He further submits that it is matter of cross-FIR; that injuries sustained by the injured neither fatal nor dangerous to life; conclusion of trial may take considerable time,

so no fruitful purpose would be served by keeping the petitioners behind the bars and, therefore, prays that the petitioners may be granted the benefit of bail under Section 483 of BNSS.

3. *Per contra*, learned Public Prosecutor vehemently opposes the bail application and submits that there is one another criminal antecedent registered against the accused-petitioner Mahfooz Alam @ Gudda Alam under Sections 326 & 307 of IPC.

4. Having regard to the totality of the facts and circumstances of the case and considering the fact that charge-sheet has already been filed; that petitioners are behind the bars since 16.04.2026; trial will take its own time. Hence, this Court without expressing any opinion on the merits/demerits of the case, deems it just and proper to enlarge the petitioners on bail.

5. Therefore, this bail application under Section 483 BNSS is accordingly, **allowed** and the accused-petitioners **Raees Ahamad S/o Abdul Gaffar and Mahfooz Alam @ Gudda Alam** are ordered to 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 stipulation that they shall appear before that Court and any court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

6. It is made clear that the accused-petitioner **Mahfooz Alam @ Gudda Alam** shall not involve himself in any other offence(s) during currency of the bail and he shall mark his presence once in a month in the concerned police station.

7. In case of any breach of the aforementioned conditions, the learned Public Prosecutor shall be free to move the application

against the accused-petitioners for cancellation of the bail before the concerned Court.

8. The observation made hereinabove is only for decision of the instant bail application and would not have any impact on the trial of the case in any manner.

9. 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

SHIVANI/43