

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 6540/2026

Harkesh @ Sagar S/o Ramswaroop, Aged About 23 Years, R/o Pala Ka Bas Bighota, police Station Tahla, District Alwar (At Present Petitioner Is Confined In Sub Jail Bandikui, District Dausa)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Ashok Kumar Bairwa
For Respondent(s)	:	Mr. Vivek Sharma, Addl. GA

HON'BLE MR. JUSTICE BIPIN GUPTA (V. J.)

Judgment / Order

09/06/2026

1. The present bail application has been filed under Section 483 BNSS, 2023 against the order dated 10.04.2026, passed by learned Additional Sessions Judge No.1, Bandikui, District Dausa in Criminal Misc. Bail Application No. 84/2026, whereby the bail application of the petitioner was rejected in connection with F.I.R. No.52/2025 Police Station Bandikui, District Dausa, for the offences under Section 318(4), 319(2) and 61(2) of the BNS, 2023 and Section 66D of Information Technology Act, 2000.

2. Learned counsel for the petitioner submits that there are only two cases pending against the present petitioner, one of which is of similar nature, on the National Cyber Crime Reporting Portal, and the total amount involved in the case is approximately Rs.47,000/-.

3. Learned counsel for the petitioner submits that the petitioner has no criminal antecedents. Moreover, the conclusion of trial will take sufficiently long time and even the offences are triable by a Magistrate, therefore, he prays that the petitioner may be enlarged on bail as the accused is in custody since 29.03.2026. Learned counsel further submits that the co-accused has already been enlarged on bail by the Court vide order dated 19.05.2025 in S.B. Criminal Misc. Bail Application No. 2350/2025.

4. Learned Public Prosecutor vehemently opposes the bail.

5. Heard learned counsel for the petitioner and learned Public Prosecutor and perused the material available on record.

6. Without expressing any opinion on the merits of the case and upon a consideration of the arguments advanced, this Court is of the opinion that the bail application filed by the petitioner deserves to be accepted.

7. Consequently, the bail application is hereby **allowed**. It is ordered that the petitioner - **Harkesh @ Sagar S/o Ramswaroop** arrested in connection with F.I.R. No.52/2025 Police Station Bandikui, District Dausa, shall be released on bail; provided he furnishes a personal bond of Rs.1,00,000/- (Rupees One Lakh Only) with two sureties of Rs.50,000/- (Rupees Fifty Thousand Only) each, to the satisfaction of the learned Trial Court with the stipulation to appear before that Court on all dates of hearing and as and when called upon to do so till the completion of the trial and with additional following conditions:

(i) The petitioner shall not leave country without the permission of the Court;

(ii) The petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected;

(iii) The petitioner 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 him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(iv) In the event the petitioner is found involved in any other cyber fraud case in the future, the prosecution shall be at liberty to move an appropriate application before the learned trial Court for cancellation of the bail granted herein.

(BIPIN GUPTA (V. J.)),J