

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 8316/2026

URN: CRLMB / 15153U / 2026

- 1 Shahbaj S/o Fajra, Aged About 22 Years, R/o Kuliwana,
Police Station Kaithwara, District Deeg (Raj.)
(At Present Accused Confined In Jail, Deeg).
- 2 Basru S/o Ratti Mohammad, Aged About 35 Years, R/o
Kheda, Police Station Kaithwara, District Deeg (Raj.)
(At Present Accused Confined In Jail, Deeg).

----Accused-Petitioners

Versus

State Of Rajasthan, Through PP

----Respondent

For Petitioner(s) : Mr. Ravindra Kumar

For Respondent(s) : Mr. Vivek Sharma, Addl. G.A.

HON'BLE MR. JUSTICE BIPIN GUPTA

Judgment / Order

15/07/2026

1. The present bail application has been filed under Section 483 of BNSS, 2023 against the order dated 13.05.2026 passed by the learned Additional Sessions Judge, Kaman, District-Deeg, in Criminal Misc. Bail Application No.656/2026, whereby the bail application of the petitioner was rejected in connection with F.I.R. No.50/2026, Police Station-Kaithwara, District-Deeg for the offences under Sections 308(2), 318(2), 318(4), 338, 336(3), 340(2) & 61(2)(A) of BNS, 2023 and Sections 66C & 66D of the Information Technology (Amendment) Act, 2008.
2. Learned counsel for the petitioner submits that there are no criminal antecedents against the accused-petitioners of having committed any offence of similar nature or any other nature.

3. Learned counsel for the petitioner further submits that the challan in the case has already been filed. Moreover, the conclusion of trial will take sufficiently long time and even the offences are triable by the Magistrate, therefore, he prays that the petitioners may be enlarged on bail as the accused-petitioners are in custody since 23.04.2026.

4. Learned Additional Government Advocate vehemently opposes the bail application.

5. Heard learned counsel for the petitioners and learned Additional Government Advocate and perused the material available on record.

6. Without expressing any opinion on the merits of the case and upon consideration of the submissions advanced, and particularly the fact that challan has been filed; all the offences are triable by Magistrate; the conclusion of trial will take sufficiently long time; there are no criminal antecedents against the accused-petitioners of having committed any offence of similar nature or any other nature, this Court is of the opinion that the bail application deserves to be accepted.

7. Consequently, the bail application is **allowed**. It is ordered that the accused-petitioners namely **Shahbaj S/o Fajra** and **Basru S/o Ratti Mohammad** arrested in connection with F.I.R. No.50/2026, Police Station-Kaithwara, District-Deeg, shall be released on bail; provided each of them furnish a personal bond of Rs.1,00,000/- (Rs. One Lakh Only) with two sureties of Rs. 50,000/- (Rs. Fifty Thousand Only) each, to the satisfaction of the learned Trial Court, with the stipulation that they shall appear before the said Court on all dates of hearing and as and when

called upon to do so until completion of the trial, subject to the following conditions:

- (i) The petitioners shall not leave country without the permission of the Court;*
- (ii) The petitioners shall not commit any offence similar to the offence of which they are accused, or suspected, of the commission of which they are suspected;*
- (iii) The petitioners 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; and*
- (iv) In the event the petitioners are 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),J