

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous IIIrd Bail Application No. 8258/2026
URN: CRLMB / 15061U / 2026

Prakash Chand S/o Late Shri Umrao, R/o Harjanpura Road,
Kanwat, Police Station Khandela, District Sikar, (Rajasthan)
(Accused Confined In District Jail Kotputli, District Kotputli
Behror).

-----Petitioner

Versus

The State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	: Mr. Hari Kishan Saini
For Respondent(s)	: Mr. Rishiraj Singh Rathore, PP

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

(THROUGH VIDEO CONFERENCING)
Order

30/06/2026

1. The present third bail application under Section 483 of BNSS is filed by the applicant-accused **Prakash Chand S/o Late Shri Umrao** seeking bail in respect of a criminal case registered as FIR No.21/2025 dated 10.01.2025 registered at Police Station Khandela, District Sikar, for the offence under Sections 115(2), 126(2), 333, 351(2) and 189(2) of BNS,2023.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant-accused from the jurisdiction of this Hon'ble Court. He also submits that the

applicant undertakes not to repeat offence and cooperate with trial, which will take time.

3. Learned counsel for the applicant submits that first bail application was dismissed on 14.08.2025 and second bail application was withdrawn on 23.02.2026. He submitted that second bail application was withdrawn with liberty to file after recording statement of injured- Sitaram. He further submitted that the statement of Sitaram has been recorded as PW-1 and in his statement Sitaram has jointly charged Kamlesh, Indraj and present applicant-accused for assault by sharp edged weapon. He also submitted that bail application of Kamlesh was allowed by Hon'ble Supreme Court on 16.03.2026 and thereafter the bail application of Indraj was allowed by a Co-ordinate Bench on 18.05.2026. He further referred the statement of PW-1 and submitted that no specific attribution of injury or use of weapon is made against the applicant to distinguish his case from Kamlesh and Indraj. He submitted that the applicant-accused is entitled for bail on the basis of ground of parity.
4. Aforesaid contentions were opposed by learned Public Prosecutor and submitted that the offence is serious in nature and role and involvement of applicant is established from the material on record.
5. Heard learned counsel for the applicant-accused and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On basis of a report lodged by complainant- Poonam about assault on her father, mother and family members on

09.01.2025 by Om Prakash and others FIR No. 21/2025 was registered at Police Station Khandela, District Sikar. After investigation a charge-sheet is filed and till date three witnesses including PW-1 Sitaram, PW-2 Anita Saini and PW-3 Rukma were examined by the trial Court.

7. Co-accused Kamlesh was granted bail by Hon'ble Supreme Court on 16.03.2026 and a copy of order in SLP (Criminal No. 17850/2025) is placed on record. Another accused Indraj was granted bail by a Co-ordinate Bench on 18.05.2026. Applicant-accused is in custody since his arrest on 22.02.2025. We have considered statement of PW-1 Sitaram and PW-3 Rukma (both injured, who suffered grievous injuries) in particular their cross-examination.
8. This Court also finds that the applicant-accused has remained in custody for a considerable period of time and that the trial/proceedings are likely to take further time to conclude. Therefore, looking to the entirety of the facts and circumstances of the case and without expressing any opinion on the merits thereof, this Court deems it appropriate to grant bail to the applicant-accused.
9. Thus, the instant bail application filed on behalf of applicant-accused **Prakash Chand S/o Late Shri Umrao**, is hereby allowed and the applicant-accused is ordered to be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-

- (i) The applicant-accused shall not tamper with evidence or influence the witness in any manner.
 - (ii) The applicant-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
 - (iii) The applicant-accused 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 applicant-accused shall be liable to be canceled.
10. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J