

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 8586/2026

- 1. Samsu S/o Isab, Aged About 75 Years, R/o Village Kathaul, Police Station Pahari, District Deeg (Rajasthan)
- 2. Shaukat S/o Sirdar, Aged About 45 Years, R/o Village Kathaul, Police Station Pahari, District Deeg (Rajasthan)
(At Present Accused-Petitioners Confined In Sub Jail Deeg)

----Accused-applicant(s)

Versus

State Of Rajasthan, Through Pp

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 8587/2026

Arsad S/o Sharif, Aged About 44 Years, R/o Village Kaithol, Police Station Pahadi, District Deeg (Rajasthan)
(At Present Confined In Sub Jail Deeg)

----Accused-applicant

Versus

The State Of Rajasthan, Through Pp

----Respondent

For Applicant(s)	:	Mr. Ankit Khandelwal Mr. Surendra Singh
For Respondent(s)	:	Mr. Amit Kumar Gupta, PP

HON'BLE MR. JUSTICE ANUROOP SINGHI (V.J.)
Order

23/06/2026

1. The instant bail applications have been filed by the accused – applicants by invoking the provisions of Section 483 of BNSS, 2023, the requisite details of which are as under:-

Sr. No.	Particulars	
1.	FIR No. and Date	322/2009 Dated 30.11.2009

2.	Concerned Police Station	Pahadi, District Bharatpur
3.	Offences as alleged in FIR	Under Sections 147, 148, 149, 332, 353, 307 of IPC, 1860, and Section 3 of PDPP Act, 1984
4.	Date of Arrest	29.04.2026

- 2.** Learned counsel for the accused – applicants submits that the accused – applicants have been falsely implicated in the present case and prima facie, no offence(s) as alleged in the above-mentioned FIR is made out against them.
- 3.** Learned counsel for the accused - applicants submits that as per the FIR, the allegation levelled against the accused – applicants is that there was a confrontation between two groups and when the police officials reached the place of incident where around 150 persons were present, both the sides were using fire arms, however, no injury was caused to any person.
- 4.** Learned counsel for the accused – applicants further submits that the accused – applicants Mr. Samsu, who is aged 75 years, and Mr. Arsad, are not named in the abovementioned FIR and name of Mr. Shaukat, though finds place in the FIR, no specific act has been attributed to him.
- 5.** Learned counsel for the accused – applicants also submits that in the criminal cases pending against the accused–applicants, they have been granted bail and the accused – applicants have duly cooperated and participated in the investigation.
- 6.** Learned counsel for the accused – applicants further submits that other co-accused namely Mr. Hakam and Mr. Liyakat have already been enlarged on bail by this Court.
- 7.** Learned counsel further submits that the accused – applicants are in custody since 29.04.2026.

Hence, learned counsel prays that the accused-applicant be granted bail.

8. Learned Public Prosecutor has opposed the averments made by learned counsel for the accused - applicants and has handed over the factual report of the matter, which is taken on record, as per which the accused-applicants were arrested on 29.04.2026.

Learned Public Prosecutor further submits that there are criminal antecedents of the accused - applicants.

9. Heard learned counsel for the accused-applicants and the learned Public Prosecutor and perused the material available on record.

10. Having regard to the submissions advanced, the fact that the similarly situated co-accused(s) have already been enlarged on bail and the accused - applicants are in custody since 29.04.2026, therefore, without expressing any opinion on the merits/demerits of the case, this Court is inclined to enlarge the accused - applicants on bail.

11. Consequently, the present bail applications are **allowed** and the accused - applicants - **(i) Samsu S/o Isab, (ii) Shaukat S/o Sirdar** and **(iii) Arsad S/o Sharif** arrested in connection with the above-mentioned FIR be released on bail, if not wanted in any other case upon furnishing of personal bond in the sum of Rs.50,000/- with two sureties of the same amount each, to the satisfaction of the learned trial Court, with the stipulation that they shall appear before the learned trial Court on all dates of hearing and as and when called upon to do so until completion of the trial.

12. Additionally, the accused – applicants will also remain bound by the following conditions:-

(i) The accused – applicants shall not leave the country without seeking prior permission of the learned trial Court;

(ii) The accused – applicants shall not commit any offence similar to the offence(s) of which he stands accused of and in the event, the accused – applicants is found to be involved in any other similar 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;

(iii) The accused – applicants 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 such person from disclosing such facts to the Court or to any police officer/investigating authority; and

(iv) The accused – applicants shall not tamper with any evidence nor would influence any witnesses in the case.

(ANUROOP SINGHI (V.J.)),J