

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 5931/2026

1.

Nisar S/o Sourav, aged about 35 years, R/o Akata, Police Station Kaman, District Deeg.
(At Present In Sub Jail, Kaman, Distt. Deeg).
2.

Shoab S/o Afsar, aged about 19 years, R/o Bilag, Police Station Kaman, District Deeg.
(At Present In Sub Jail, Kaman, Distt. Deeg).
3.

Najim S/o Aasu, aged about 20 years, R/o Ladlaka, Police Station Kaman, District Deeg.
(At Present In Sub Jail, Kaman, Distt. Deeg).

-----Accused-Applicants

Versus

The State of Rajasthan, through P.P.

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 9008/2026

Mustafa S/o Imran, aged about 21 years, R/o Lalpur, Police Station Kaman, District Deeg (Rajastha).
(At Present in Sub Jail Kaman, Distt. Deeg)

-----accused-applicant

Versus

State of Rajasthan, through P.P.

-----Respondent

For Petitioner(s)	:	Mr. Vikram Singh Chauhan
For Respondent(s)	:	Mr. Manvendra Singh Shekhawat, P.P.

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	0096/2026 and 10.03.2026
2	Concerned Police Station	Kaman, District - Deeg
3	Offences as alleged in the FIR	Under Sections 319(2), 318(4), 338, 336(3), 340(2), 61(2) of BNS Act, 2023 & 66(D) of the I.T. Act, 2008
4	Date of Arrest	10.03.2026 for Nisar and Mustafa 12.03.2026 for Shoab and Najim

2. Learned counsel for the accused-applicants submit that the accused-applicants have been falsely implicated in the present case and prima facie, no offence(s) as alleged in the abovementioned FIR is made out against them.

3. Learned counsel for the accused – applicants submit that as per the allegations made in the FIR, the accused-applicants are alleged to have been involved in committing cyber fraud by way of publishing false advertisements for the sale/purchase of various products. Learned counsel further submits that the charge-sheet of the case has been filed, the alleged offence(s) are triable by Magistrate. Learned counsel further submits that the complaints lodged on the cyber crime portal (1930) are pending against the accused-applicants. Learned counsel also submit that the accused-applicants namely, Nisar and Mustafa are in judicial custody since

10.03.2026 and Shoab and Najim are in judicial custody since 12.03.2026, the accused-applicants have no criminal antecedents, and the trial of the case will take sufficient time to conclude.

4. Hence, learned counsel pray that the accused-applicants be granted bail.

5. Learned Public Prosecutor has opposed the averments made by learned counsel for the accused-applicants, however, he could not dispute the fact that all the alleged offences involved in the present matter are triable by Magistrate.

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

7. Having regard to the submissions advanced and the fact that charge-sheet has already been filed, the accused-applicants have no criminal antecedents, the alleged offence(s) are triable by Magistrate with the trial likely to take considerable time to conclude, no fruitful purpose would be served by keeping the accused-applicants in custody. Therefore, without expressing any opinion on the merits/demerits of the case, this Court is inclined to enlarge the accused – applicants on bail.

8. Consequently, the present bail applications are **allowed** and the accused – applicants– **(1) Nisar S/o Sourav (2) Shoab S/o Afsar (3) Najim S/o Aasu** and **(4) Mustafa S/o Imran** and 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.

9. 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 they stand accused of and in the event, the accused – applicants are 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.

(v) The accused-applicants shall regularly mark their attendance in the concerned police station on 25th day of every month. Concerned S.H.O. shall maintain the register of attendance of the accused-applicants.

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