

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 13506/2025

Monika Gadhawal W/o Rakesh Kumar Chahar, Aged About 32 Years, R/o Kumbharam Nagar, Sector 1, Ward No. 57, Nawalgarh Road Sikar, Police Station Udhyog Nagar, Sikar District Sikar (Rajasthan). (At Present Confined In District Jail Sikar).

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Harendra Singh Sinsinwar with Mr. Amit Singh Shekhawat and Mr. Shivam Sharma
For Respondent(s)	:	Mr. Brahma Prakash Ms. Manju Dave, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR
Order

11/11/2025

1. The petitioner has filed this bail application under Section 483 of BNSS in FIR No.602/2024 registered at Police Station Udhyog Nagar (Sikar), District Sikar for offence under Section 103(1) of BNS, 2023.
2. Heard learned counsel for the petitioner as well as learned Public Prosecutor and counsel for the complainant and perused the material available on record.
3. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. He further submits that the petitioner has not instigated the deceased to commit suicide. In fact, there were commercial and financial transactions between the petitioner and her family members with the deceased and deceased has taken a substantial sum of money in crores from her

and her family members. While inviting attention towards the charge-sheet filed, the learned counsel for the petitioner argued that the dispute, if any, was of monetary in nature and due to deceased inability to pay the same, this FIR has been registered on false and concocted grounds. He further submits that there was no intention or instigation to drive the deceased to commit suicide.

The petitioner herself has taken the deceased to the hospital. If she had really instigated the deceased, she would not have taken the deceased to the hospital. The petitioner is a lady and a government servant with permanent residence and there is no likelihood of her absconding or tamper with the evidence. She is in judicial custody since 09.10.2024 and charge-sheet has been filed, no further custodial interrogation is required. The trial of the case will take considerable time, therefore, the bail application of the petitioner may be allowed.

4. Learned Public Prosecutor and counsel for the complainant have vehemently opposed the bail application and contended that the petitioner having illicit relation with the deceased Rajesh, threatened him to leave his family and reside with her and when deceased refused to do so, she started harassing him mentally and emotionally, thereby abetting his suicide. It is further contended that the petitioner threatened the deceased to defame in the society and to send him in jail due to which the deceased has consumed poison and expired. Hence, the petitioner is not entitled for bail.

5. On consideration of the rival submissions and material available on record and in the light of submissions made by

learned counsel for the petitioner especially the fact that there were commercial transactions between the deceased and petitioner, involving a substantial amount of money and petitioner being a lady and government servant having no criminal history but without expressing any opinion on merits/demerits of the case, I am inclined to grant benefit of bail to the petitioner.

6. Consequently, the bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner **Monika Gadhawal W/o Rakesh Kumar Chahar**, be released on bail provided she furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs.25,000/- each to the satisfaction of the learned trial court with the stipulation that she shall appear before that Court on all subsequent dates of hearing till conclusion of the trial.

(PRAMIL KUMAR MATHUR),J