HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 6740/2020

Isha Ram @ Ishra Ram S/o Prabhu Ram, Aged About 28 Years, R/o Jaato Ki Dhani, Rohili Tehsil Bayatu, Ps Barmer Gramin, Dist. Barmer.

----Petitioner

Versus

State, Through PP

----Respondent

For Petitioner(s)	:	Mr. VLS Rajpurohit
For Respondent(s)	:	Mr. Sudheer Tak, PP

HON'BLE MR. JUSTICE DEVENDRA KACHHAWAHA

Order

02/07/2020

The present application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with F.I.R. No.43/2020, Police Station Barmer Gramin, District Barmer for the offences under Sections 143, 342, 323, 325, 307, 459 of IPC.

Heard. Perused the material available on record.

Learned Public Prosecutor has vehemently opposed the bail application.

Having regard to the nature of accusation, the gravity of the offence, material on record in support thereof and taking into consideration the totality of the facts and circumstances of the present case, without expressing any opinion on the merits of the case, I am not inclined to extend the benefit under Section 438 Cr.P.C. to the petitioner. Accordingly, the application preferred by the petitioner under Section 438 Cr.P.C. is hereby rejected.

However, it is submitted on behalf of the petitioner that petitioner is ready to surrender before the concerned court, which may consider and decide his bail application on the same day.

Taking into consideration the facts and circumstances of the present case, in the interest of justice, it is directed that if the petitioner-Isha Ram alias Ishra Ram S/o Prabhu Ram surrenders before the trial Court and file a bail application there, the Court concerned shall consider and decide his bail application preferably on the same day in accordance with law.

RAJASTHAN HIGH COURT

(DEVENDRA KACHHAWAHA),J

39-Arvind/-

