HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR.

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S.B. Criminal Misc. Bail Application No. 8524/2020

Yunush @ Yunesh Khan S/o Shri Moinudin Khan @ Mahnu Kha, Aged About 34 Years, Bhakhtawarpura, Police Station Baggad, District Jhunjhunu (Raj.).
(At Present Lodged In Sub Jail Parbatsar).

----Petitioner

Versus

State of Rajasthan through PP.

----Respondent

For Petitioner(s) : Mr. Akash Goyal.
For Respondent(s) : Mr. Sudhir Tak, PP.

HON'BLE MR. JUSTICE DEVENDRA KACHHAWAHA

Order

13/08/2020

The present bail application has been filed under Section 439 Cr.P.C. on behalf of the petitioner, who is in judicial custody in connection with F.I.R. No. 245/2019, Police Station Makrana, District Nagaur, registered for the offences under Sections 420, 406, 467 and 468 of the Indian Penal Code.

Learned counsel for the petitioner stated that the offences are triable by the First Class Magistrate; that the challan has already been filed; that the petitioner is in judicial custody since 08.09.2019; and that the trial will take time. With these submissions, learned counsel for the petitioners prayed that the benefit of bail may be granted to the accused-petitioner.

On the contrary, learned Public Prosecutor has opposed the bail application of the accused-petitioner.

Heard and considered the arguments advanced by the learned counsel for the petitioner as well as learned Public Prosecutor. Perused the material available on record.

Having regard to the facts and circumstances of the case, particularly to the facts that the challan has already been filed; that the petitioner is in judicial custody since 08.09.2019; and that the trial will take sufficiently long time and, therefore, without expressing any opinion on the merits/demerits of the case, this Court is of the opinion that the bail application filed by the petitioner deserves to be accepted.

Consequently, the bail application is allowed. It is ordered that the accused-petitioner - Yunush @ Yunesh Khan S/o Moinudin Khan @ Mahnu Kha, arrested in connection with F.I.R. No. 245/2019, Police Station Makrana, District Nagaur, shall be released on bail provided he furnishes a personal bond of Rs.50,000/- and two surety bonds of Rs.25,000/- each to the satisfaction of the learned trial Court with the stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.

(DEVENDRA KACHHAWAHA),J

80-Mohan/-

RAJASTHAN HIGH COURT
सत्यमेव जयते