HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 11395/2020

Abdul Rehman S/o Gulam Murtja, Aged About 43 Years, B/c Musalman, R/o Gadisar Road, Jaisalmer.
(Presently Lodged In District Jail, Jaisalmer).

----Petitioner

Versus

State, Through Pp

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 11397/2020

Ashok Kumar S/o Sh. Damodar Das, Aged About 40 Years, R/o Khatri Para Jaisalmer, District Jaisalmer.
(At Present Lodged In District Jail, Jaisalmer).

----Petitioner

Versus

State, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Pradeep Shah Mr. Leela Dhar Khatri through video conferencing on 'Cisco Webex' app
For Respondent(s)	:	Mr. S.K. Bhati, PP

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

20/10/2020

Lawyers are not appearing in the Court in view of the unprecedented situation being faced by the country due to pandemic of novel corona virus (COVID-19).

The present bail applications have been filed under Section 439 of Cr.P.C. on behalf of the petitioners who are in custody in connection with F.I.R. No.281/2020, Police Station Kotwali, District

Jaisalmer for the offences under Sections 420, 467, 468, 471, 472 & 120-B of the IPC.

Heard learned counsel for the parties. Perused the material available on record.

Learned counsel for the petitioners submit that the co-accused Ranveer Singh and Ashish Kumar have been enlarged on bail by this Court vide order dated 16.10.2020 and the case of the present petitioners is not distinguishable from the case of the co-accused who have already been released on bail by this Court. He, therefore, prays that the petitioners may be enlarged on bail.

The learned Public Prosecutor opposes the bail applications but he is unable to distinguish the case of the present petitioners vis-a-vis the case of the co-accused person who has been enlarged on bail.

Having regard to the peculiar facts and circumstances of the case and the fact that case of the petitioners is identical to the co-accused who have been enlarged on bail by this Court as also the present situation of the country due to pandemic of corona virus (COVID-19), in particular the jails, this Court deems it just and proper to release the petitioners on bail.

Consequently, the present bail applications filed under Section 439 of Cr.P.C. are allowed. It is ordered that the accused-petitioners – **(1) Abdul Rehman S/o Gulam Murtja and (2) Ashok Kumar S/o Sh. Damodar Das** arrested in connection with F.I.R. No.281/2020, Police Station Kotwali, District Jaisalmer shall be released on bail provided he furnishes a personal bond of Rs.50,000/- (Rupees: Fifty Thousand Only) with two sureties of Rs.25,000/- (Rupees : Twenty Five Thousand Only) 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.

(VINIT KUMAR MATHUR),J

22-23-Payal/-

RAJASTHAN HIGH COURT
सत्यमेव जयते