HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous 2nd Bail Application No. 13521/2020

Tola Ram S/o Shri Bhura Ram, Aged About 26 Years,R/o Village Likhmadesar, Tehsil Sridungargarh, District Bikaner. (At Present Lodged In Central Jail Bikaner).

----Petitioner

Versus

State, Through P.p.

----Respondent

For Petitioner(s)	:	Mr. Amardeep Lamba through video conferencing on ' Cisco Webex' app
For Respondent(s)	:	Mr. S.K. Bhati, PP

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

14/12/2020

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 second bail application has been filed under Section 439 of Cr.P.C. on behalf of the petitioner who is in custody in connection with F.I.R. No.30/2020, Police Station Excise (Rural), District Bikaner for the offence under Section 19/54 of Rajasthan Excise Act.

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

After the rejection of the first bail application of the petitioner on 14.10.2020, the charge-sheet in the case has been filed. Therefore, it is prayed that the petitioner may be enlarged on bail.

Learned Public Prosecutor opposes the bail application.

Having regard to the peculiar facts and circumstances of the case 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 petitioner on bail.

Consequently, the present second bail application filed under Section 439 of Cr.P.C. is allowed. It is ordered that the accused-petitioner –**Tola Ram S/o Shri Bhura Ram** arrested in connection with F.I.R. No.30/2020, Police Station Excise (Rural), District Bikaner 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

20-/VivekM/-

RAJASTHAN HIGH COURT
सत्यमेव जयते