HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 14091/2020

1. Hemraj Kumawat S/o Shri Kana @ Khana Kumawat, Aged About 24 Years, R/o. Badla, P.s. Phulia Kallan, District Bhilwara.
2. Chhotu Kumawat S/o Shri Ram Kishan Kumawat, Aged About 23 Years, R/o. Badla, P.s. Phulia Kallan, District Bhilwara.
   (At Present Lodged In Sub Jail, Gulabpura).

----Petitioners

Versus

State Of Rajasthan

----Respondent

For Petitioner(s) : Mr. R. S. Choudhary, through video conferencing on "Cisco Webex App"

For Respondent(s) : Mr. Shrawan Kumar Bishnoi,PP

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

09/12/2020

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 bail application has 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.86/2018, Police Station Shambhugarh, District Bhilwara for the offence under Sections 379 & 413 of the I.P.C.

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

Learned counsel for the petitioners submits that the offences alleged against the present petitioners are triable by the Magistrate. He further submits that the petitioners are behind the bars since 27.01.2018. 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 petitioners on bail.

Consequently, the present bail application filed under Section 439 of Cr.P.C. is allowed. It is ordered that the accused-petitioners –**(1)Hemraj Kumawat S/o Shri Kana @ Khana Kumawat, (2)Chhotu Kumawat S/o Shri Ram Kishan Kumawat** arrested in connection with F.I.R. No.86/2018, Police Station Shambhugarh, District Bhilwara shall be released on bail provided each of them 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

24-SunilS/-