HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 14444/2020

Rakesh Kumar S/o Lt. Sh. Ratan Lal, Aged About 20 Years, R/o Village Sakin, Bujiyanau, Tehsil Laxmangarh, Sikar (Raj.). (Presently Lodged At District Jail, Pratapgarh).

----Petitioner

Versus

State, Through Pp

----Respondent

For Petitioner(s) : Mr. Kaluram Bhati on VC
For Respondent(s) : Mr. Mahaveer Vishnoi PP

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI

Order

17/12/2020

In wake of onslaught of COVID-19, the Lawyers have been advised to refrain from coming to the Courts.

This Court perused the material available on record.

The petitioner has been arrested in connection with FIR No. 260/2020 of Police Station Ratangarh Distt. Churu for the offences punishable under Sections 363, 366-A, 376 IPC and 11/12, 5L/6 POCSO Act.. He has preferred this bail application under Section 439 Cr.P.C.

Learned Public Prosecutor has opposed the bail application.

The statement of the prosecutrix is that she voluntarily went with the present petitioner. The statement under Section 164 Cr.P.C. also reflects completely voluntary relationship and an intention of the prosecutrix to marry the present petitioner. The petitioner is 20 years old.

Having regard to the totality of the facts and circumstances of the case as also the fact that conclusion of the proceedings is likely to take some time and without expressing any opinion on the merits of the case, this Court deems it just and proper to grant bail to the accused petitioner under Section 439 Cr.P.C.

Accordingly, this bail application filed under Section 439 Cr.P.C. is allowed and it is directed that petitioner Rakesh Kumar S/o Late Shri Ratan Lal shall be released on bail in connection with FIR No. 260/2020 of Police Station Ratangarh Distt. Churu provided he executes a personal bond in a sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(DR.PUSHPENDRA SINGH BHATI),J.

ns. 28-1/-

RAJASTHAN HIGH COURT
सत्यमेव जयते