HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR.

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S.B. Criminal Misc. Bail Application No. 14905/2020.

Kaluram S/o Bhinyaram, Aged About 31 Years, 185 RD Bhojewala, Tehsil Suratgarh, Dist. Sriganganagar, Rajasthan.

(At Present Lodged In Central Jail Sri Ganganagar).

----Petitioner

Versus

State of Rajasthan through PP

----Respondent

For Petitioner(s) : Mr. Suryadeep Bishnoi through VC.
For Respondent(s) : Mr. Laxman Solanki, PP.

HON'BLE MR. JUSTICE DEVENDRA KACHHAWAHA

Order

18/12/2020

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. 129/2020, Police Station Rajiasar, District Sriganganagar, registered for the offences under Sections 308, 323, 325, 341, 382, 427, 147 & 149 of the Indian Penal Code.

Learned counsel appearing for the petitioner through video conferencing stated that the benefit of bail has already been granted to the co-accused persons, namely, Anil Barupal, Sunil, Tikuram, Rajesh Kumar Bhambu, Jagdish @ Jaggu & Sunil, Sachin

Gila and Ranjeet Moondh; that the case of the present accused-petitioner is on the same footing as of the co-accused; and that the trial will take time, therefore, benefit of bail may be granted to the present accused-petitioner.

Per contra, learned Public Prosecutor opposed the bail application of the accused-petitioner.

Heard and considered the arguments advanced by the learned counsel appearing for the petitioner through video conferencing and learned Public Prosecutor, present-in-person. Perused the material available on record.

Having regard to the facts and circumstances of the case, particularly to the facts that the benefit of bail has already been granted by the coordinate Bench/s of this Court to the co-accused persons, namely, Anil Barupal S/o Manaram, vide order dated 24.11.2020 (Bail Application No. 13235/2020), Sunil S/o Bhiyaram @ Bhiluram, vide order dated 23.09.2020 (Bail Application No. 10124/2020) and so many other persons, as mentioned hereinabove; that the case of the present accused-petitioner is not different from the other co-accused persons; and that further trial will take sufficiently long time, 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 filed under Section 439 Cr.P.C. is allowed. It is ordered that the accused-petitioner, Kaluram S/o Bhinyaram, arrested in connection with F.I.R. No. 129/2020, Police Station Rajiasar, District Sriganganagar, shall be released on bail provided he furnishes a personal bond of Rs.1,00,000/- and two surety bonds of Rs.50,000/- 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

22-Mohan/-

RAJASTHAN HIGH COURT
सत्यमेव जयते