HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 13556/2024

Shubham Joshi S/o Shri Yogendra Kumar Sharma, Aged About 30 Years, R/o Manoharpura, Jagatpura, Police Station Jawahar Circle, District Jaipur. At Present Plot No. 12 Manu Vihar, Kumawato Ki Dhani, Sanganer, Police Station Muhana, District Jaipur. (Presently Petitioner Confined In Central Jail At Jaipur).

----Petitioner

Versus

State Of Rajasthan, Through PP

----Respondent

For Petitioner(s)	:	Mr. Narsi Prasad Sharma
For Respondent(s)	:	Mr. M.S. Shekhawat, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

13/12/2024

1. The instant bail application has been filed under Section 483 of B.N.S.S. on behalf of the petitioner, who has been arrested in connection with FIR No.728/2024 registered at Police Station Muhana, District Jaipur City (South) for the offences punishable under Sections 115(2), 126(2), 110 & 119(1) of BNS.

2. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. Counsel submits that after investigation, police has submitted charge-sheet for offences under Sections 115(2), 126(2), 110 & 119(1) of BNS. It is submitted that petitioner is in custody since 15.10.2024. Trial will take considerable time in its conclusion and further custody of the petitioner would not serve any fruitful purpose.

3. Learned Public Prosecutor opposes the submissions made by

counsel for the petitioner. He submits that two other cases have been registered against the petitioner.

4. I have considered the contentions.

5. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the petitioner as also the fact that charge-sheet has been filed and petitioner is in custody since 15.10.2024, but without commenting anything on merits and demerits of the case, I deem it proper to allow the bail application.

6. This bail application is accordingly allowed and it is directed that accused-petitioner **Shubham Joshi S/o Shri Yogendra Kumar Sharma,** shall be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- (Rupees Fifty Thousand only) together with two sureties in the sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each to the satisfaction of the learned Trial Court with the stipulation that he shall appear before that Court and any court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

7. However, it is made clear that the petitioner shall not involve in similar offence(s) during currency of bail granted by this Court. The petitioner is further directed to mark his presence in the concerned police station on first Monday of every month, till trial is concluded. If breach of any of these conditions is reported or come to the notice of the Court, the same shall alone be a reason for the trial court to cancel the bail granted to petitioner by this Court.

8. Office is directed to send copy of this order forthwith to the accused petitioner through concerned Jail Superintendent. Office is also directed to send copy of this order to the concerned trial court forthwith. After receiving copy of this order, the learned trial court shall intimate the accused petitioner regarding this bail granting order.

9. The observation made hereinabove is only for decision of the instant bail application and would not have any impact on the trial of the case in any manner.

(ANIL KUMAR UPMAN), J

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