HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 15219/2024

Hemraj S/o Sanjay, Aged About 23 Years, R/o Khedi Devi Singh, Police Station Nadbai District Bharatpur (At Present Confined In Sub Jail Shahpura, Jaipur District Raj.)

----Petitioner

Versus

State Of Rajasthan, Through PP

----Respondent

For Petitioner(s)	:	Mr. Gaurav Sharma for Mr. Vinod Kumar Sharma
For Respondent(s)	:	Mr. N.S. Dhakar, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

20/12/2024

1. The instant bail application has been filed under Section 483 of BNSS, on behalf of the petitioner, who has been arrested in connection with FIR No.114/2024 registered at Police Station Amarsar, District Jaipur Rural (Raj.) for the offence punishable under Section 392 of IPC. During investigation, offences punishable under Sections 394, 398 and 34 of IPC have been found proved against the petitioner.

2. It is contended by learned counsel for the petitioners that the accused-petitioner has falsely been implicated in this case. Counsel submits that alleged offences are triable by the Magistrate. Counsel further submit that charge-sheet has been filed in this matter. Counsel further submits that other co-accused Ravi Kumar & Krishnakant @ Kanha have been granted bail by this Court vide order dated 11.12.2024. Petitioner is in custody since

24.07.2024. Further custody of the petitioners would not serve any fruitful purpose.

3. Learned Public Prosecutor opposes the submissions made by the counsel for the petitioner. He submits that an another case has 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, especially the fact that alleged offences are triable by the Magistrate; charge-sheet has been filed in this matter; other co-accused have been granted benefit of bail and looking to the custody period, but without commenting anything on the merits/demerits of the case, I deem it proper to allow these bail applications.

6. This bail application is accordingly allowed and it is directed that accused-petitioner -**Hemraj S/o Sanjay** 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. It is made clear that the accused-petitioner shall not involve in any other offence(s) during currency of the bail and he shall mark his presence on first week of every month in the concerned

police station.

8. Concerned SHO is directed to maintain a register recording the attendance of the petitioner. In case the petitioner fails to mark his presence in the concerned police station, the concerned SHO is directed to immediately report the matter to the concerned Court in this regard.

9. If any breach 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 them by this Court.

(ANIL KUMAR UPMAN),J

LALIT MOHAN /507