HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 1250/2025

Prakash S/o Nathulal, Aged About 19 Years, R/o Uthiyapan Gram Panchayat Thikriya , P.s. Rajtalab , Dist Banswara (Raj) (Presently Lodged In Jail Banswara)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 1251/2025

1. Anil @ Ana S/o Kantilal, Aged About 20 Years, R/o Near Banswara Jail , Madareshwar Colony, Dist Banswara (Raj) (Presently Lodged In Jail Banswara)
2. Parmesh S/o Narayanlal, Aged About 21 Years, R/o Utiyapan Gram Panchayat Thikriya , P.s. Rajtalab , Dist Banswara (Raj) (Presently Lodged In Jail Bhilwara)

----Petitioners

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. R.S. Bhati
For Respondent(s)	:	Mr. Lalit Kishore Sen, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

03/02/2025

1. These applications for bail under Section 483 BNSS have been filed by the petitioners who have been arrested in connection with F.I.R. No.240/2024 registered at Police Station Sadar Banswara, District Banswara for offences under Sections 309(4) & 309(6) of BNS.

2. Learned counsel for the petitioners submitted that as per the prosecution, mobile phone and a sum of Rs.5,000/- have been looted by the petitioners from the complainant. Learned counsel further submitted that the mobile phone and Rs.5,000/- allegedly looted by the petitioners have already been recovered by the investigating agency. Lastly, learned counsel for the petitioners submitted that the petitioners are in judicial custody; challan against them has already been filed before the competent Criminal Court and the trial of the case will take sufficiently long time, therefore, the benefit of bail may be granted to the accused-petitioners.

3. *Per Contra*, learned Public Prosecutor has opposed the bail application.

4. Heard learned counsel for the petitioners and learned Public Prosecutor. Perused the material available on record.

5. Having considered the rival submissions, facts and circumstances of the case so also the fact that the mobile phone and Rs.5000/- allegedly looted by the petitioners have been recovered by the investigating agency, and without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the bail applications filed by the petitioners deserve to be accepted.

6. Consequently, these bail applications under Section 483 of BNSS are allowed. It is ordered that the accused-petitioners **Prakash S/o Nathulal, Anil @ Ana S/o Kantilal** and **Parmesh S/o Narayanlal** arrested in connection with F.I.R. No.240/2024 registered at Police Station Sadar Banswara, District Banswara

shall be released on bail, if not wanted in any other case, provided each of them furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial court, for their appearance before that court on each & every date of hearing and whenever called upon to do so till completion of the trial.

(KULDEEP MATHUR),J

188-189-mohit/-