HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Second Bail Application No. 14103/2026
CNR: RJHC020863082026 | URN: CRLMB / 26034U / 2026

Suresh Nayak @ Pawna S/o Kalyan, Aged About 44 Years, R/o Nadako Ka Mohalla, Police Station Jamwaramgarh, District Jaipur Rural At Present Rent Holder House No. 16, Near Amanishah Dargah Makan, Police Station Bhatta Basti, Jaipur. (At Present In Central Jail, Jaipur).

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Sanjeev Sharma Mr. Chandra Shekhar Sharma Mr. Hitesh Mishra
For Respondent(s)	:	Mr. Naresh Kumar Gupta, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR

Order

30/10/2026

1. Learned counsel for the petitioner submits that the first bail application filed by the petitioner was dismissed as withdrawn with liberty to file a fresh bail application after filing of the charge-sheet.

2. The petitioner has preferred this second bail application under Section 483 of BNSS in FIR No.437/2025 registered at Police Station Vidyadhar Nagar, District Jaipur City (North) for offences under Section 103(1) of BNS, 2023.

3. Heard learned counsel for the petitioner as well as learned Public Prosecutor and perused the material available on record.

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4. Learned counsel further submits that the petitioner has falsely been implicated in the present case. He submits that, though there is an allegation against the petitioner of committing the murder of the deceased-Khushi, no incriminating material is available on record to connect the petitioner with the alleged offence. He further submits that the so-called eyewitness, Gulab, is reported to have died as natural death. Therefore, no substantive evidence is available on record to connect the petitioner with the alleged offence. There is no other eyewitness to the alleged incident, nor has any recovery been effected from the petitioner. He further submits that, though material witnesses have been examined before the Trial Court as PW-1 to PW-8, none of them has stated anything regarding the involvement of the petitioner in the alleged offence. The petitioner is behind the bars since 06.10.2025, has no criminal antecedents, and the charge-sheet has been filed. The investigation/trial of the case will take considerable time, therefore, no fruitful purpose would be served by keeping the petitioner in further custody, consequently, the bail application deserves to be allowed.

5. Learned Public Prosecutor has vehemently opposed the bail application.

6. On consideration of the rival submissions and material available on record and in the light of submissions made by learned counsel for the petitioner but without expressing any opinion on merits/demerits of the case, I am inclined to grant benefit of bail to the petitioner.

7. Consequently, the second bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner-**Suresh**

Nayak @ Pawna S/o Kalyan, be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs.25,000/- each to the satisfaction of the learned trial court with the stipulation that he shall appear before that Court on all subsequent dates of hearing till conclusion of the trial.

(PRAMIL KUMAR MATHUR),J

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