HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous III Bail Application No. 17007/2026
CNR: RJHC021037202026 | URN: CRLMB / 31358U / 2026

Kishan S/o Shri Nanagram @ Nagyaram, Aged About 55 Years, R/o Village Saloli, Police Station Raini, District Alwar (Raj) (At Present Confined At Central Jail, Alwar).

----Applicant

Versus

State Of Rajasthan, Through Pp

----Respondent

For Applicant(s)	:	Mr. Sudhir Jain
For Respondent(s)	:	Mr. Manvendra Singh, P.P.

HON'BLE MR. JUSTICE PRAVEER BHATNAGAR
Order

29/10/2026

1. The instant third bail application has been filed under Section 483 of the B.N.S.S. on behalf of the accused-applicant. The accused-applicant has been arrested in connection with FIR No.0155/2024, registered at Police Station Raini, District Alwar, for the offences under Sections 302, 143, 323 and 341 of IPC.

2. It is contended by learned counsel for the applicant that the applicant's first bail application was dismissed vide order dated 19.08.2025. Thereafter, the applicant submitted the second bail application, however, the same was dismissed as the applicant had not approached the learned trial Court and had directly approached this Court.

3. It is contended by the learned counsel for the applicant that the first bail application of the applicant was dismissed observing the fact that in the *parchabyan*, the injured has specifically attributed the injury caused to himself and the deceased to

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accused applicant, however, in the deposition before the Court, PW-12 – Kishan Lal, in his statement has stated that Khemraj caused injury at the head of the deceased Dharmendar twice and thrice. It is also contended that the deceased received a single injury at his head, therefore, on the basis of the statement of the PW-12, the applicant's third bail application may be allowed.

4. Learned Public Prosecutor has vehemently opposed this criminal miscellaneous third bail application and has contended that the eye witness and injured PW-12 in the *parchabyan* specifically attributed the head injury caused to the deceased to the applicant and in the Court statement also has specifically stated that the applicant cause injury at the head of Dharmendar and thereafter ran away. He has also stated that he was assaulted by the present applicant. Similarly, other eye witnesses have also stated the same against the applicant, therefore, looking to the aforesaid facts, this criminal miscellaneous third bail application deserves dismissal.

5. Heard learned counsel for the parties and perused the material available on record.

6. This Court vide order dated 19.08.2025 at paragraph number five has observed that the eye witnesses examined before the trial Court have already stated that the applicant caused injury to the deceased at this head and to injured – Kishan Lal and the injured PW-12 in his examination-in-chief has stated the same version. It is not desirable for the Court to scrutinize or to comment anything on the probative value of the witnesses, at this moment, who have alleged the present applicant in causing injury to the deceased

and injured Kishan Lal, therefore, considering the aforesaid facts, this Court is not inclined to enlarge the applicant on bail.

7. Accordingly, the present criminal miscellaneous third bail application is hereby dismissed.

8. Further, it is made clear that any observation made in this order shall not affect the merits of the case.

(PRAVEER BHATNAGAR),J

DA-91/DANISH USMANI