HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 9406/2026
CNR: RJHC010677112026 | URN: CRLMB / 20506U / 2026

Kesha Ram S/o Bhagirath Ram, Aged About 55 Years, R/o Brahmano Ka Bas Balaya, Police Station Mundva, Presently Residing At Sanjay Colony Nagaur, Police Station Kotwali, District Nagaur. (Lodged In District Jail Nagaur)

----Petitioner

Versus

State Of Rajasthan, Through PP

----Respondent

For Petitioner(s)	:	Mr. Mahaveer Singh Rathore Mr. Pradeep Singh Chouhan Mr. Sharwan Choudhary
For Respondent(s)	:	Mr. Surendra Bishnoi, PP Mr. Binja Ram

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

10/08/2026

1. The applicant has filed the present bail application under Section 483 of BNSS being aggrieved against the order dated 09.07.2026 passed by the learned Additional Sessions Judge No.1, Nagaur, District, in Criminal Miscellaneous Case No.441/2026, whereby the bail application filed by the accused-applicant under Section 483 of B.N.S.S. was rejected. The accused-applicant is behind the bars, pursuant to the F.I.R. No.191/2025 registered at Police Station Kotwali Nagaur, Nagaur for the offences punishable under Sections 318(4), 336(2), 338, 336(3), 340(2) and 61(2) of the BNS, 2023.

2. Learned counsel for the applicant submits that the offences alleged are triable by the Court of Magistrate. He further submits that neither the applicant has even been named in the FIR nor is he the beneficiary of the transaction in question. He further submits that the role assigned to the applicant is of identifying the lady in whose name, the power of attorney was issued. He further submits that no recovery is to be made from the applicant, the applicant is behind the bars since 07.07.2026, the trial of the case will take sufficiently long time to conclude. He, therefore, implores this Court to allow the present Criminal Miscellaneous Bail Application.

3. *Per contra*, learned Public Prosecutor as well as learned counsel for the complainant vehemently oppose the bail application and submit that the applicant was the person who had identified the lady, based upon which, the power of attorney was utilized for adding the name of the main accused. He further submits that the applicant is having two criminal antecedents and therefore, the applicant does not deserve to be enlarged on bail.

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

5. Having considered the arguments advanced by both the sides and having regard to the facts and circumstances of the case, including the facts that the offences alleged are triable by Court of Magistrate, the applicant has not even been named in the FIR, no recovery is to be made from the applicant, the applicant is behind the bars since 07.07.2026, the trial of the case will take sufficiently long time to conclude, without expressing any opinion

on merits/demerits of the case, this Court is inclined to enlarge the applicant on bail.

6. Consequently, the bail application under Section 483 B.N.S.S. is **allowed**. It is ordered that the accused-applicant **Kesha Ram S/o Bhagirath Ram** arrested in connection with F.I.R. No.191/2025 registered at Police Station Kotwali Nagaur, Nagaur shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial Court, for his appearance before that Court on each & every date of hearing and whenever called upon to do so till completion of the trial.

7. It is further, made clear that the findings recorded/observations made hereinabove are for limited purposes of adjudication of bail application and the same shall not prejudice the trial of the case in any manner.

(SANDEEP SHAH),J

23/Charul Gakhar