HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 10225/2026
CNR: RJHC010772792026 | URN: CRLMB / 22406U / 2026

Shahid Mohammed S/o Sarafat Ali, Aged About 40 Years, R/o Alflag Apartment, Second Floor, Flat No. 207, Kanodar, Palanpur, At Present 716 Kumharo Ka Bhatta, Chandpole, Purohito Ka Khurd, P.s. Ghantaghar, District Udaipur Raj. (In Judicial Custody At Dist. Jail Udaipur)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s) : Ms. Deepika Soni
For Respondent(s) : Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

06/08/2026

1. This application for bail has been filed by the petitioner under Section 483 of BNSS (old Section 439 of Cr.P.C.). The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	139/2026
2.	Date of lodging FIR	22.05.2026
3.	Concerned Police Station	Dabok
4.	District	Udaipur
5.	Offences alleged in the FIR	Section 316(2) of BNS.
6.	Offences added, if any	

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case and false allegations have been levelled against him. The offence alleged against the present

petitioner is triable by Magistrate. As a matter of fact, the dispute is purely of civil nature. However, solely with an intention to arm twist the petitioner, the present FIR has been lodged. There is no criminal antecedent against the petitioner. The petitioner is in judicial custody since 03.07.2026 and the trial will take sufficiently long time, therefore, he deserves to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application.

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

5. Having considered the rival submissions, facts and circumstances of this case so also considering the facts that the offence alleged against the present petitioner is triable by Magistrate; the dispute is purely of civil nature; there is no criminal antecedent against the petitioner; and that the prosecution has not expressed any apprehension qua the petitioner fleeing away from justice, in case he is enlarged on bail, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period as the trial will take sufficiently long time. Thus, without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the bail application filed by the petitioner deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioner- **Shahid Mohammed S/o Sarafat Ali,** shall be released on bail in connection with the aforesaid FIR; provided he executes personal

bond in the sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

7. It is however, made clear that findings recorded/observations made above are for limited purposes of adjudication of bail application. The trial court shall not get prejudiced by the same.

(SUNIL BENIWAL),J

50/Ajay Singh