HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 10379/2026
CNR: RJHC010788692026 | URN: CRLMB / 22691U / 2026

Shoyaib Khan S/o Deran Khan, Aged About 53 Years, Resident Of Near Purani Idgah, Kenchi Chauraha, Nimbahera, P.s. Kotwali, Nimbahera,. Currently Residing At Adarsh Colony, Nimbahera, P.s. Kotwali, Nimbahera, District Chittorgarh Raj. (Presently Lodged In District Jail Chittorgarh)

----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor

----Respondent

For Petitioner(s)	:	Mr. Zeeshan Ali Mr. Aslam Khan
For Respondent(s)	:	Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

07/08/2026

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	277/2026
2.	Date of lodging FIR	25.07.2026
3.	Concerned Police Station	Kapasan
4.	District	Chittorgarh
5.	Offences alleged in the FIR	Sections 292, 351(2) of the BNS and Sections 4/25 of the Arms Act and 67A of the Information Technolgy Act
6.	Offences added, if any	Section 111(2) of the BNS

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. No offence, as alleged, is made out against the present petitioner. He contends that the only allegation against the petitioner is that a sword was used during a cake-cutting ceremony and a video of the said event was subsequently circulated on social media. The petitioner is in judicial custody since 25.07.2026 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 petitioner and learned Public Prosecutor and perused the material available on record.

5. Having considered the rival submissions, facts and circumstances of this case so also considering the fact that only allegation against the petitioner is that a sword was used during a cake-cutting ceremony and a video of the said event was subsequently circulated on social media 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- **Shoyaib Khan S/o Deran Khan** 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

Ashutosh-51