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IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER

IN

S. B. Cr. Mi sc. Bai l Appli cati on No. 3063/2012

Smt. Laxmi @ Galli, Smt. Sunita @
Gomti and Smt. Malta @ Sharbati
Vs. The State of Rajasthan through
Public Prosecutor

Date of Order ::: 30.03.2012

Hon' ble Mr. Justice Mohammad Rafiq

Shri Neeraj K. Tiwari, counsel for petitioners
Shri Sanjeev Kumar Mahala, Public Prosecutor
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By the Court: -

Heard learned counsel for petitioners as well as learned Public Prosecutor and perused material made available to me during course of arguments.

Contention of learned counsel for petitioners is that allegation against the petitioners is of committing offence under Section 379 IPC. There is no other criminal case against the petitioners. This is their first offence. Petitioners are in jail since 11.02.2012. Petitioners would undertake not to indulge in any other offence in future and maintain good conduct in future.

Learned Public Prosecutor opposed the bail application.

After considering all the facts and circumstances of the case and without expressing any opinion on its merits, I deem it just and proper to allow this bail application. It is therefore ordered that accused-petitioners, namely, (1) Smt. Laxmi @ Galli W/o Shri Kailash, (2) Smt. Sunita @ Gomti W/o Shri Ummed @ Sunil and (3) Smt. Malta @ Sharbati W/o Shri Suraj @ Prem, all R/o Near Raju Talkies, Kushali-Ka-Nangla, Agra

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(presently confined in Central Jail, Ajmer) be released on bail under Section 439 Cr.P.C., in FIR No.20/2012, police Station Ramganj, Ajmer, for offence under Section 379 IPC, provided each of them furnishes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the trial court for their appearance on all subsequent dates of hearing and as and when called upon to do so.

However, in case petitioners are again found indulging in similar or any other offence at any point of time in future or the statement regarding pendency of criminal case against them is found false, the bail granted to them by this court in present case would be liable to be cancelled at the instance of prosecution on this ground alone and stipulation to this effect shall be inserted in bail bonds produced by petitioners.

The bail application stands disposed of.

(Mohammad Rafiq) J.

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All corrections made in the judgment/order have been incorporated in the judgment/order being emailed.

Giriraj Prasad Jaiman
PS-cum-JW