

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT

JAIPUR BENCH

O R D E R

S.B. Criminal Misc. Bail Application No.14055/2016  
Babulal Vs. State of Rajasthan

27.10.2016

HON'BLE MR.JUSTICE MAHESH CHANDRA SHARMA

Mr. D.S. Naruka for the accused petitioner/s  
Mr. Rishi Raj Singh Public Prosecutor for State.

This bail application has been filed under  
Section 439 Cr.P.C.

Brief facts of the case are that the complainant lodged an FIR No. 316/2015 at P.S. Anantpura. During the course of investigation the accused petitioner/s was/were arrested. Thereafter, he/ they moved bail application before the trial court, which was dismissed, hence this bail application before this Court.

Learned counsel for the accused petitioner/s has submitted that the petitioner/s has/have falsely been implicated in the instant case as he/she/they has/have nothing to do with the alleged incident, he/she/they is/are in judicial lock up since long, trial of the case is likely to take long time, not habitual offender/s, belong/s to a respectable family, co-accused namely; Babu Khatna has been released by this court on 3.6.2016, co-accused Shiva @ Suwalal has been released by the coordinate Bench of this Court on 6.5.2016 etc. and the case of the present accused petitioner stands on better footings to that of co-accused persons who have already been released on bail, hence the accused petitioner/s be released on bail.

Learned Public Prosecutor has opposed the bail application.

Looking to the facts and circumstances of the

case, but without expressing any opinion on the merits and demerits of the case, I deem it just and proper to release the petitioner/s on bail.

Therefore, this bail application is allowed and it is directed that accused petitioner/s Babulal s/o Dudha Ji shall be released on bail under Section 439 Cr.P.C. in connection with the aforesaid FIR, provided he/she/they furnish/es a personal bond in the sum of Rs.2,00,000/- (Rupees two lacs) together with two sureties in the sum of Rs.1,00,000/- (Rupees one lac) each to the satisfaction of the trial court with the stipulation that he/she/they shall appear before that court on all subsequent dates of hearing and as and when called upon to do so.

(MAHESH CHANDRA SHARMA)J.

Sharma NK