

**HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT
JAIPUR**

S.B. Criminal Miscellaneous Bail No. 2646 / 2018

1. Jagdish S/o Durga Lal B/c Brahmin, R/o Ward No. 3,
Kheragabad, Police Station, Ramganj Mandi, Distt. Kota (raj.)
(presently Confined in Sub Jail, Ramganj Mandi)

2. Chetan S/o Jagdish B/c Brahmin, R/o Ward No. 3, Kheragabad,
Police Station, Ramganj Mandi, Distt. Kota (raj.) (presently
Confined in Sub Jail, Ramganj Mandi)

-----Petitioners

Versus

State of Rajasthan Through P.P.

-----Respondent

For Petitioner(s) : Mdr.Dinesh Kumar Garg

For Respondent(s) : Mr.Prakash Thakuriya,PP

For Complainant : Ms.Suman Shekhawat

HON'BLE MR. JUSTICE PANKAJ BHANDARI

Judgment / Order

28/02/2018

1. Petitioners have filed this bail application under Section 439 of Cr.P.C.

2. F.I.R. No.46/2018 was registered at Police Station Ramganj Mandi, District Kota for offence under Sections 323, 341, 325, 326/34 I.P.C.

3. It is contended by the counsel for the petitioners that dispute took place on a petty matter.

4. Counsel for the complainant and learned Public Prosecutor have opposed the bail application. Their contention is that petitioner No.2 caused injuries by sword to the injured which have resulted in two fractures. Both the injuries are grievous in nature.

Injured has sustained as many as six injuries which are assigned to the petitioner No.2. It is contended that the matter is still at the stage of investigation.

5. Considering the contentions put-forth by the counsel for the petitioner, I deem it proper to allow the bail application of petitioner No.1-Jagdish and bail application of petitioner No.2-Chetan is rejected. Petitioner No.2-Chetan would be free to file fresh bail application after filing of the charge-sheet.

6. This bail application petitioner No.1-Jagdish is accordingly allowed and it is ordered that the accused-petitioner shall be released on bail provided he furnishes a personal bond of Rs. 50,000/- (Rupees Fifty thousand only) and two sureties in the sum of Rs.25,000/- (Rupees Twenty Five thousand only) each to the satisfaction of the learned trial court with the stipulation to appear before that Court and any court to which the matter is transferred, on all dates of hearing and as and when called upon to do so.

(PANKAJ BHANDARI)J.

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