

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

S.B. Criminal Miscellaneous Bail No. 7739/2018

Bahadur Singh S/o Motilal Meena, by caste Meena, aged about 45 years, R/o Ambedkar Colony, Kherda, Sawaimadhopur, Police Station Kotwali, District Sawaimadhopur.

(At present confined in Sub Jail Sawaimadhopur)

----Petitioner

Versus

State Of Rajasthan Through PP

----Respondent

For Petitioner(s) : Mr. Manish Kumar Sharma, Adv.

For Respondent(s) : Mr. Jitendra Shrimali, PP

HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA VJ

Order

29/06/2018

This bail application has been filed under Section 438 CrPC. in connection with FIR No.295/2018, registered at Police Station Kotwali, Sawaimadhopur for the offences under Section 147, 148, 325, 341, 307, 120B of IPC.

Counsel for the petitioner submits that incident has wrongly been stated in the FIR. Cross FIR has been registered and the injuries caused do not reflect the case under Section 307 IPC.

Learned Public Prosecutor has opposed the bail application and submits that the injuries have been caused. However, counsel for the petitioner submits that the injuries are not specific in nature and no previous case is pending against the petitioner. The main allegations are against Rajesh Mali whose bail application has already been rejected.

Without commenting further on merits and taking into consideration the nature of offence and there is no allegation against the petitioner and the main case is against Rajesh Mali, this bail application filed under Section 438 CrPC is allowed and it is directed that in the event of arrest of petitioner Bahadur Singh S/o Shri Motilal Meena in the aforesaid FIR, he shall be released on bail by the concerned SHO/Investigating Officer, provided he furnishes a personal bond in the sum of Rs. 20,000/- with two sureties of the like amount to his satisfaction on the following conditions:

- i) That the petitioner shall make himself available for interrogation by a police officer, as and when required;
- ii) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the court or to any police officer;
- iii) That the petitioner shall not leave without previous permission of the court;
- iv) That the petitioner shall not commit any offence similar to the offence of which he is accused or suspected.

(SANJEEV PRAKASH SHARMA) VJ