

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

S.B. Criminal Miscellaneous Bail Application No. 6590/2020

Arvind S/o Shri Prakash, Aged About 28 Years, R/o Bajnakalan
Ps Sadar Hindon Dist. Karauli At Present In Sub Jail Hindoncity

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s) : Mr. Harendra Singh

For Respondent(s) : Mr. Ganesh Saini, Public Prosecutor
Mr. Himmat Singh Bikarwar for
complainant

HON'BLE MR. JUSTICE CHANDRA KUMAR SONGARA

Order

30/06/2020

This bail application has been filed under Section 439 Cr.P.C. in connection with FIR No. 514/2019 registered at Police Station Sadar Hindon, District Karauli for the offence(s) under Sections 323, 341, 325, 307, 302 and 34 IPC.

Learned counsel for the petitioner submits that there is no overt-act alleged against the accused-petitioner and only general allegations have been levelled against several persons. Learned counsel further submits that a cross case of the same incident is already pending against the complainant. Learned counsel submits that co-accused Gajendra Singh has already been released on bail by the co-ordinate Bench of this Court vide order dt.29.05.2020 in S.B. Criminal Misc. Bail Application No.1692/2020. Learned counsel further submits that case of the petitioner is based on similar footing. From the statement of the eye-witnesses, namely

Balram and Sahdev, it is evident that Jaibo @ Jaivind had inflicted injury on the head of Bharat with a stick. Hence, the petitioner be released on bail.

Learned counsel for the complainant and learned Public Prosecutor have opposed the bail application.

Looking to the submissions made by learned counsel for the petitioner and the fact that the allegations against the petitioner are under Sections 323, 341, 325, 307, 302 and 34 IPC, but without expressing any opinion on the merits and demerits of the case, I deem it just and proper to enlarge the petitioner on bail.

Accordingly, the bail application under Section 439 Cr.P.C. is allowed and it is ordered that the accused-petitioner **Arvind S/o Shri Prakash** shall be enlarged on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the learned trial Judge for his appearance before the court concerned on all the dates of hearing as and when called upon to do so.

(CHANDRA KUMAR SONGARA),J

Ashish Kumar /2

सत्यमेव जयते