

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S. B. Criminal Misc. 2nd Bail Application No. 4132/2020

Arjun Singh S/o Shri Bhanwar Singh, aged about 24 years, B/c Rajput, Resident of Kali Magri, Police Station Dabok, District Udaipur.

(At present lodged in District Jail, Rajsamand).

----Petitioner

Versus

State of Rajasthan

----Respondent

Connected With

S. B. Criminal Misc. 2nd Bail Application No. 4136/2020

Fateh Singh S/o Shri Bhanwar Singh, aged about 28 years, B/c Rajput, Resident of Kali Magri, Police Station Dabok, District Udaipur

(Presently lodged in District Jail, Rajsamand).

----Petitioner

Versus

State of Rajasthan

----Respondent

For Petitioner(s) : Mr. Ram Singh Rawal through video conferencing on 'Jitsi Meet' app
For Respondent(s) : Mr. Vikram Sharma, P.P.

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

30/05/2020

Lawyers are not appearing in the Court in view of the unprecedented situation being faced by the country due to pandemic of novel corona virus (COVID-19).

The defect(s) pointed out by the office are overruled.

Both the above mentioned bail applications shall stand decided by this common order as they arise out of the same F.I.R.

The present second bail applications have been filed under Section 439 of Cr.P.C. on behalf of the petitioners who are in custody in connection with F.I.R. No. 386/2019, Police Station Rajnagar, District Rajsamand for the offence under Section 379 of I.P.C.

Heard learned counsel for the parties. Perused the material on record.

Learned counsel for the petitioners submits that the first bail application of the petitioners was dismissed as not pressed by this Court on 17.02.2020 with the liberty to file fresh bail application in the month of April, 2020. He further submits that the petitioners have suffered incarceration for almost six months. He, therefore, prays that the petitioners may be enlarged on bail.

Learned Public Prosecutor opposes the bail application.

Having regard to the peculiar facts and circumstances of the case as also the present situation of the country due to pandemic of corona virus (COVID-19), in particular the jails, this Court deems it just and proper to release the petitioners on bail.

Consequently, both the second bail applications filed under Section 439 of Cr.P.C. are allowed. It is ordered that the accused-petitioners **(1) Arjun Singh S/o Bhanwar Singh and (2) Fateh Singh S/o Bhanwar Singh** arrested in connection with F.I.R. No. 386/2019, Police Station Rajnagar, District Rajsamand shall be released on bail provided each of them furnishes a personal bond of Rs.50,000/- (Rupees: Fifty Thousand Only) with two sureties 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 on all dates of hearing and as and when called upon to do so.

(VINIT KUMAR MATHUR),J

48 & 49-Inder/-

RAJASTHAN HIGH COURT



सत्यमेव जयते