

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

S.B. Criminal Miscellaneous Bail Application No. 1397/2021

1. Maharaj Singh S/o Shri Pillu, R/o Nangla Khatka Ps Rudawal Dist. Bharatpur Raj. (At Present Confined In Dist. Jail Bayana Dist. Bharatpur Raj.)
2. Tikam S/o Shri Pillu, R/o Nangla Khatka Ps Rudawal Dist. Bharatpur Raj. (At Present Confined In Dist. Jail Bayana Dist. Bharatpur Raj.)
3. Suresh S/o Shri Imrat, R/o Nangla Khatka Ps Rudawal Dist. Bharatpur Raj. (At Present Confined In Dist. Jail Bayana Dist. Bharatpur Raj.)
4. Bhuri Singh S/o Shri Kalua, R/o Nangla Khatka Ps Rudawal Dist. Bharatpur Raj. (At Present Confined In Dist. Jail Bayana Dist. Bharatpur Raj.)

----Petitioners

Versus

State Of Rajasthan, Through P.p.

----Respondent

For Petitioner(s)	:	Mr. B.M. Sharma.
For Respondent(s)	:	Mr. S.S. Ola, PP. Mr. Yogesh Singhal (for Complainant).

HON'BLE MR. JUSTICE INDERJEET SINGH

Order

30/01/2021

1. Counsel for the petitioners wants to withdraw the bail application on behalf of petitioner no.1 (Maharaj Singh s/o Sh. Pillu) and petitioner No.2 (Tikam s/o Sh. Pillu) with liberty to file fresh after presentation of challan.

2. In that view of the matter, the bail application filed on behalf of petitioner no.1 (Maharaj Singh s/o Sh. Pillu) and petitioner No.2 (Tikam s/o Sh. Pillu) is dismissed with liberty as prayed for.

3. So far petitioner no.3 (Suresh S/o Sh. Imrat) and petitioner No. 4 (Bhuri Singh s/o Shri Kalua) are concerned, they have been arrested in connection with FIR No. 477/2020 registered at Police Station Rudawal District Bharatpur for the offence(s) under Sections 143, 323, 341, 451 of IPC (in FIR) and under Section 147, 148, 149, 323, 341, 324, 325, 326, 308, 336 of IPC (in Order).

4. Counsel for the petitioner submits that the petitioner no.3 (Suresh S/o Sh. Imrat) and petitioner No. 4 (Bhuri Singh s/o Shri Kalua) have been falsely implicated in this matter. Counsel further submits that it is a case of cross FIR. Counsel further submits that none of injuries is dangerous to life. Counsel further submits that the allegations against these petitioners are general in nature and they are in custody for last about one month.

5. Learned Public Prosecutor assisted by the counsel for the complainant has opposed the bail application.

6. Considering the material on record and taking into account the facts and circumstances of the case and without expressing any opinion on the merits of the case, the petition qua petitioner No. 3 and 4 is allowed. Petitioner no.3 (Suresh S/o Sh. Imrat) and petitioner No. 4 (Bhuri Singh s/o Shri Kalua) be admitted to regular bail subject to satisfaction of the trial Court. Office is directed to send a copy of this order to the concerned trial Court through e-mail/fax, for necessary compliance.

(INDERJEET SINGH),J