

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

S.B. Criminal Miscellaneous Bail Application No. 2825/2021

Salman Khan S/o Mohammad Hanif, R/o Purani Saray Purana
Shahar Ps Kotwali Dholpur (At Present Lodged In Jail Dholpur)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Rati Ram Besla
For Respondent(s)	:	Mr. Mangal Singh Saini, PP
For Complainant(s)	:	Mr. Harsh Vardhan Sharma

HON'BLE MR. JUSTICE INDERJEET SINGH

Order

26/02/2021

1. The present bail application has been filed under Section 439 Cr.P.C. The petitioner has been arrested in connection with FIR No.0230/2020 registered at Police Station Mahila Thana Dholpur, District Dholpur for the offence(s) under Sections 376 of IPC.
2. Counsel for the petitioner submits that the petitioner has been falsely implicated in this matter. Counsel further submits that the age of prosecutrix is 28 years whereas the age of petitioner is 27 years. Counsel further submits that the petitioner and prosecutrix were in relationship for last about 4 years and it is a case of consensual sex. Counsel further submits that the petitioner is behind the bars since 16.01.2021.
3. Learned Public Prosecutor assisted by counsel for complainant has opposed the bail application.

4. 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, this petition is allowed. Petitioner 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

CHARU SONI /6



सत्यमेव जयते