

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

S.B. Criminal Miscellaneous Bail Application No. 6486/2021

1. Ajharudeen S/o Abdul Sattar, Aged About 40 Years, R/o Near Allarakh Building, Mahawaton Ki Masjid, Nagauri Gate Road, Jodhpur. (At Present Lodged In District Jail, Jodhpur).
2. Tipu Sultan S/o Abdul Sattar, Aged About 26 Years, R/o Near Allarakh Building, Mahawaton Ki Masjid, Nagauri Gate Road, Jodhpur. (At Present Lodged In District Jail, Jodhpur).

----Petitioners

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s) : Mr. Vishal Sharma, through V.C.

For Respondent(s) : Mr. S.S. Rajpurohit, PP.

**HON'BLE MR. JUSTICE MANOJ KUMAR GARG
(VACATION JUDGE)**

Order

31/05/2021

The present bail application has been filed under Section 439 Cr.P.C. The petitioners have been arrested in connection with FIR No.55/2021 Police Station Nagauri Gate, District Jodhpur for the offence punishable under Sections 341, 323 and 308 of IPC. They have preferred this bail application under Section 439 Cr.P.C.

Counsel for the petitioners through video call submits that specific allegations for inflicting injury to the injured is against Moinudeen @ Pinki and the omnibus allegations were levelled against the petitioners. The accused-petitioners are in judicial custody and the trial of the case will take sufficient long time to be

concluded. Therefore, the benefit of bail should be granted to the accused-petitioners.

Learned Public Prosecutor vehemently opposed the bail application.

Having regard to the totality of the facts and circumstances of the case, without expressing any opinion on the merits of the case, I deem it just and proper to grant bail to the accused petitioners under Section 439 Cr.P.C.

Accordingly, the bail application filed under Sec.439 Cr.P.C. is allowed and it is directed that petitioners (1)Ajharudeen S/o Abdul Sattar & (2) Tipu Sultan S/o Abdul Sattar shall be released on bail in connection with FIR No.55/2021 of Police Station Nagauri Gate, Distt. Jodhpur provided they execute personal bond in a sum of Rs.1,00,000/- each with two sound and solvent sureties of Rs.50,000/- each to the satisfaction of learned trial court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(MANOJ KUMAR GARG), VJ

44-Ishan/-

सत्यमेव जयते