

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

S.B. Criminal Miscellaneous Bail Application No. 1517/2022

Gopal S/o Ramprasad Swami, Aged About 50 Years, R/o Sedariya Ps Phagi Distt. Jaipur Raj. (At Present Confined In Sub Distt. Jail Sambhar Lake Distt. Jaipur)

----Petitioner

Versus

State Of Rajasthan, Through The Pp

----Respondent

For Petitioner(s) : Mr. Arvind Kumar Gupta through VC

For Respondent(s) : Mr. Chandragupt Chopra, PP

HON'BLE MR. JUSTICE NARENDRA SINGH DHADDHA

Order

31/01/2022

The present bail application has been filed under Section 439 Cr.P.C. The petitioner has been arrested in connection with FIR No.438/2021 registered at Police Station Phagi, District Jaipur for the offence(s) under Sections 302, 307, 323, 341, 440, 447/34 IPC.

Learned counsel for the petitioner submits that the petitioner has been wrongly implicated in this case. He is behind the bars since 18.8.2021. Charge sheet has been filed against the petitioner. Learned counsel for the petitioner also submits that similarly situated co-accused Gopal has been enlarged on bail by this Court. Learned counsel for the petitioner further submits that Mohan ran the tractor over deceased Mathura Devi. Conclusion of trial may take long time. Hence, the petitioner be enlarged on bail.

Learned Public Prosecutor has opposed the bail application.

Considering the contentions put-forth by the counsel for the petitioner and taking into account the facts and circumstances of the case and without expressing any opinion on the merits of the case, this court deems 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 **Gopal S/o Ramprasad Swami** 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.

(NARENDRA SINGH DHADDHA),J

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