

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

S.B. Criminal Miscellaneous Bail Application No. 18757/2021

1. Morpal S/o Hariram, Aged About 25 Years, Residents Of Ganeshganj, Police Station, Hindoli, District Bundi (Raj.)
2. Bunty S/o Hariram, Aged About 20 Years, Residents Of Ganeshganj, Police Station, Hindoli, District Bundi (Raj.)

----Petitioners

Versus

State Of Rajasthan, Through P.p.

----Respondent

For Petitioner(s) : Mr. Praveen Kumar Jain, Advocate
For Respondent(s) : Mr. Laxman Meena, Public Prosecutor

**HON'BLE MR. JUSTICE CHANDRA KUMAR SONGARA
Order**

31/03/2022

This anticipatory bail application has been filed under Section 438 Cr.P.C. in connection with FIR No. 358/2021 registered at Police Station Hindoli, District Bundi for the offences under Sections 341, 323, 382, 427, 452, 394 and 34 of IPC.

Learned counsel for the petitioner submits that at present the vehicle is lying with the AU Small Finance Bank Ltd. and no allegation has been levelled against the petitioner to cause any injury to the complainant. Learned counsel further submits that cross FIR No.363/2021 has been lodged by the petitioner- Morpal against the complainant. Learned counsel also submits that interim protection from arrest has been granted to the petitioners by the co-ordinate Bench of this Court vide order dated 16.12.2021. As per rejection bail order, the petitioners have criminal antecedents of two and one cases and they are on bail in

all cases. Hence, the anticipatory bail application of the accused-petitioners may be granted.

On the other hand, learned Public Prosecutor has opposed the bail application.

Heard learned counsel for the parties and perused the material available on record.

As per factual report, the alleged vehicle has already been recovered. Therefore, considering the submissions made by the learned counsel for the petitioners and looking to the facts and circumstances of the case; but without expressing any opinion on the merits and demerits of the case, I deem it just and proper to enlarge the petitioners on anticipatory bail.

Accordingly, this anticipatory bail application is allowed and it is ordered that in case of arrest of the accused-petitioners in FIR No. 358/2021 registered at Police Station Hindoli, District Bundi by the Investigation Officer, the accused-petitioners shall be released on bail; provided each of them furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs. 25,000/- each to the satisfaction of concerned SHO/IO on the following conditions:

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- i) That the petitioners will make themselves available for the investigation as and when required by the investigation officer.
- ii) That the petitioners will not leave India without permission of the Court.
- iii) That the petitioners will not temper with the evidence or threaten or pressurize the witnesses in the case.

(CHANDRA KUMAR SONGARA),J