


HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous Bail Application No. 18258/2022

1. Jagdish S/o Ratanlal, Aged About 43 Years,
2. Mansingh S/o Gopal, Aged About 23 Years,
3. Gopal S/o Banna, Aged About 45 Years,
4. Roopnarayan S/o Ratanlal, Aged About 35 Years,
5. Lali W/o Gopal, Aged About 45 Years,
All R/o Kantoli, Police Station Lamba Harisingh, District Tonk (Raj.) (Presently Confined At Sub Jail Malpura)

----Accused-Petitioners

Versus

State Of Rajasthan, Through P.P.

----Respondent

For Petitioner(s) : Mr. Kapil Gupta

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

HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL

Order

22/12/2022

The present bail application has been filed under Section 439 Cr.P.C. The petitioners have been arrested in connection with FIR No.223/2022 registered at Police Station Lamba Harisingh, District Tonk for the offence under Section(s) 143, 341 & 323 IPC and later on for the offence under Section(s) 143, 341, 323 & 308 IPC.

Learned counsel for the petitioners submits that only grievous injury suffered by the complainant party is a fracture of first metacarpal bone of Ram Singh; otherwise, all other injuries received by all the three injured persons are simple in nature. He submits that the petitioners are in custody since 11.12.2022,

investigation as against them is complete, they have no criminal antecedents and prays for their release on bail.

Learned Public Prosecutor has opposed the bail application.

Taking into consideration the contentions advanced by learned counsel for the petitioners, the material contained in the case diary especially the injury reports of the complainant party, their length of custody and absence of criminal antecedents; but, without expressing any opinion on the merits of the case, this Court deems it just and proper to enlarge the petitioners on bail.

Accordingly, the bail application is allowed and it is directed that accused-petitioners **1. Jagdish S/o Ratanlal, 2. Mansingh S/o Gopal, 3. Gopal S/o Banna, 4. Roopnarayan S/o Ratanlal and 5. Lali W/o Gopal** shall be released on bail under Section 439 Cr.P.C. in connection with afore-mentioned FIR registered at concerned Police Station, provided each of them shall furnish a personal bond in the sum of Rs.1,00,000/- (Rupees One Lac only) together with two sureties in the sum of Rs.50,000/- (Rupees Fifty Thousand only) each to the satisfaction of the trial Court with the stipulation that they shall comply with all the conditions laid down under Section 437(3) Cr.P.C.

(MAHENDAR KUMAR GOYAL),J