

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



S.B. Criminal Miscellaneous Bail Application No. 11851/2023

Sharwan Kumar Vishnoi S/o Shri Heer Singh, Aged About 28 Years, R/o Bajrang Nagar, Police Station Baap, District Jodhpur (Raj.) At Present R/o Kanwarpura Road, Sikar, Police Station Sadar Sikar, District Sikar. (At Present Confined In District Jail, Sikar)

----Petitioner

Versus

The State Of Rajasthan, Through Its PP

----Respondent

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For Petitioner(s) : Mr. Vinay Pal Yadav

For Respondent(s) : Mr. Mahendra Meena, PP  
Mr. Kapil Sharma

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**HON'BLE MR. JUSTICE VINOD KUMAR BHARWANI**

**Order**

**31/10/2023**

The instant bail application has been filed under Section 439 Cr.P.C. on behalf of accused-petitioner against the impugned order dated 14.08.2023 passed by learned Trial Court for the offence(s) punishable under Sections 420 & 406 I.P.C. in F.I.R. No. 65/2023 registered at Police Station Udyog Nagar, District Sikar.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case, he has nothing to do with the alleged offence and he is behind the bars since 05.07.2023. The case is triable by a Court of Magistrate. After investigation, charge-sheet has been filed in the matter. Trial of the case is likely to take a long time to conclude, till then, his further incarceration would not serve any fruitful purpose and he is ready and willing to

furnish bail bonds for his release. Therefore, the bail application deserves to be allowed.

Learned Public Prosecutor and learned counsel for the complainant-respondent have vehemently opposed the bail application.

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

Taking into consideration the submissions put forth and overall facts and circumstances of the case but without commenting upon detailed merits of the case, this Court deems it fit to enlarge the accused-petitioner on bail.

Therefore, the bail application is allowed. Accused-petitioner namely **Sharwan Kumar Vishnoi S/o Shri Heer Singh**, shall be released on bail, if he is not required in any other case, provided he furnishes a personal bond in the sum of Rs.50,000/- (Fifty Thousand) together with two sureties in the sum of Rs.25,000/- (Twenty-five Thousand) each to the satisfaction of the learned trial court with the stipulation that he shall appear before that Court and any other court to which the matter is transferred, on all subsequent dates of hearing and as and when he is called upon to do so.

(VINOD KUMAR BHARWANI),J

SAHIL SONI /84