

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR



S.B. Criminal Miscellaneous Bail Application No. 16221/2024

Om Prakash S/o Gyarsilal, R/o 18, Bhitha Mohalla, Vijay Nagar, Ranipura, Police Station Nagar Fort, District Tonk Presently Resident Of House No. 98, E-Block, Gulmohar Garden Vatika, Jaipur (Raj.) (At Present Confined In Central Jail, Kota (Raj.).

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s) : Mr. Govind Choudhary

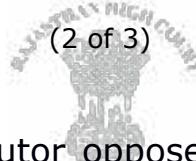
For Respondent(s) : Mr. N.S. Dhakar, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

20/12/2024

1. Petitioner has filed this bail application under Section 483 of BNSS.
2. F.I.R. No. 209/2024 was registered against the petitioner at Police Station Gumanpura, District Kota City, Kota (Raj.) for the offences punishable under Sections 420, 406 & 120-B of IPC.
3. It is contended by learned counsel for the petitioner that the accused-petitioner has falsely been implicated in this case. Petitioner is in custody since 27.09.2024. Counsel further submits that alleged offences are triable by magistrate. Counsel further submits that in other identical case bail has already been granted to the petitioner by Co-ordinate Bench of this Court. Charge-sheet has been filed and trial will take considerable time. Further custody of the petitioner would not serve any fruitful purpose.



4. Learned Public Prosecutor opposes the submissions made by counsel for the petitioner. He further submits that 15 cases have been registered against the petitioner, bail should not be granted.

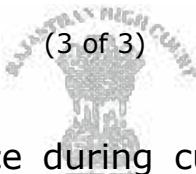
5. I have considered the contentions.

6. Having regard to the totality of the facts and circumstances of the case; considering the arguments advanced by learned counsel for the parties, especially the fact that alleged offences are triable by magistrate; charge-sheet has been filed; as well as considering the period of custody, but without commenting anything on merits and demerits of the case, I deem it proper to allow the bail application.

7. This bail application is accordingly allowed and it is directed that accused-petitioner- **Om Prakash S/o Gyarsilal** shall be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- (Rupees Fifty Thousand only) together with two sureties in the sum of Rs.25,000/- (Rupees Twenty Five Thousand only) each to the satisfaction of the learned Trial Court with the stipulation that he shall appear before that Court and any court to which the matter is transferred, on all subsequent dates of hearing and as and when called upon to do so.

8. Office is directed to send copy of this order forthwith to the accused petitioner through concerned Jail Superintendent. Office is also directed to send copy of this order to the concerned trial court forthwith. After receiving copy of this order, the learned trial court shall intimate the accused petitioner regarding this bail granting order.

9. It is made clear that the accused petitioner shall not involve



in any other similar offence during currency of the bail and he shall mark his presence on first monday of every month in the concerned police station.

10. If any breach of these conditions is reported or come to the notice of the Court, the same shall alone be a reason for the trial court to cancel the bail granted to him by this Court.

(ANIL KUMAR UPMAN),J

ANAND TANWAR /58