



**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Miscellaneous Bail Application No. 7334/2024

Hakim Singh S/o Satnam Singh, Aged About 24 Years, R/o Ward
No 3, Panniwali, Tehsil Tibbi, Distt Hanumangarh.

(At Present Lodged In Distt Jail Hanumangarh)

----Petitioner

Versus

State Of Rajasthan, Through PP

----Respondent

For Petitioner(s) : Mr. Mahender Singh Soni through V.C.

For Respondent(s) : Mr. Arun Kumar, PP

HON'BLE MS. JUSTICE REKHA BORANA (VACATION JUDGE)

Order

28/06/2024

1. This present bail application under Section 439 Cr.P.C. has been filed by the petitioner who has been arrested in connection with F.I.R. No.0241/2024 registered at Police Station Tibbi, District Hanumangarh for the offence under Section 16/54 of the Rajasthan Excise Act.

2. Learned counsel for the petitioner submits that the offence alleged to have been committed by the petitioner is triable by the Court of Magistrate. He further submits that the petitioner is in judicial custody for last 28 days; there is no criminal antecedent against the present petitioner and the trial of the case will take sufficiently long time, therefore, the benefit of bail should be granted to the accused-petitioner.

3. *Per contra*, learned Public Prosecutor has vehemently opposed the bail application.

4. Having considered the rival submissions, facts and circumstances of the case & the fact that the offence is triable by the Court of Magistrate, without expressing any opinion on merits/demerits of the case, this Court is inclined to enlarge the petitioner on bail.

5. Consequently, the bail application under Section 439 Cr.P.C. is **allowed**. It is ordered that the accused-petitioner **Hakim Singh S/o Satnam Singh** arrested in connection with F.I.R. No.0241/2024 registered at Police Station Tibbi, District Hanumangarh shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial court, for his appearance before that court on each & every date of hearing and whenever called upon to do so till completion of the trial.

(REKHA BORANA),VJ

2-AbhishekK/-