

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

S.B. Criminal Miscellaneous Bail Application No. 12183/2022

Devilal @ Dev S/o Shri Bhanwar Lal, Aged About 28 Years, R/o
Hita Gadriyavas Ps Bhindar Dist. Udaipur Raj. (Presently Lodged
At Dist. Jail Udaipur)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Karan Singh Chouhan
For Respondent(s)	:	Mr. N.S. Bhati, PP Mr. Kuldeep Sharma for the complainant

HON'BLE MR. JUSTICE MANOJ KUMAR GARG

Order

02/11/2022

The petitioner has been arrested in connection with FIR No. 101/2022 of Police Station Bhinder, District Udaipur for the offence punishable under Section 147, 148, 149, 323, 341, 452, 376D of IPC and Section 67 of the Information Technology Act. He has preferred this bail application under Section 439 Cr.P.C.

Learned counsel for the petitioner submits that prosecutrix is a major and FIR has been lodged in this case after a considerable delay and this delay has not at all been explained by the prosecutrix. Challan of the case has already been presented and no investigation is pending. The accused-petitioner is behind the bars and the trial of the case will take sufficient long time to be concluded. Therefore, the benefit of bail should be granted to the accused-petitioner.

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

Having regard to the totality of the facts and circumstances of the case, without expressing any opinion on the merits of the case, I deem it just and proper to grant bail to the accused petitioner under Section 439 Cr.P.C.

Accordingly, the bail application filed under Sec.439 Cr.P.C. is allowed and it is directed that petitioner Devilal @ Dev S/o Shri Bhanwar Lal, shall be released on bail in connection with FIR No.101/2022 of Police Station Bhinder, District Udaipur provided he executes a personal bond in a sum of Rs.1,00,000/- with two sound and solvent sureties of Rs.50,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(MANOJ KUMAR GARG),J

99-raksha/-

