



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

S.B. Criminal Misc. Bail No. 11058 / 2017

1. Smt Nira Devi W/o Laxman Yadav, Tokawas Police Thana Aspur  
District Dungarpur.

2. Raju S/o Dhula Yadav, Sabla Police Thana Aspur District  
Dungarpur. (Both At Present At Dist. Jail Dungarpur)

-----Petitioners

Versus

The State of Rajasthan

-----Respondent

For Petitioner(s) : Mr. Jitendra Ojha

For Respondent(s) : Mr. OP Rathi, PP

**HON'BLE MS. JUSTICE MANOJ KUMAR GARG**

**Order**

**19/12/2017**

Defect pointed out by the office is overruled.

Heard learned counsel for the petitioners as well as learned  
Public Prosecutor and also perused the material on record.

The petitioners have been arrested in connection with FIR  
No.25/2017 of Police Station Aspur, District Dungarpur for the  
offence punishable under Sections 420, 406, 120B IPC. They have  
preferred this bail applications under Section 439 Cr.P.C.

Counsel for the petitioners submits that the offences are  
triable by Magistrate. The co-accused has already been enlarged  
on bail. The accused-petitioners are in judicial custody 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-petitioners.

Learned Public Prosecutor has 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 petitioners under Section 439 Cr.P.C.

Accordingly, the bail application filed under Sec.439 Cr.P.C. is allowed and it is directed that petitioners (1) Smt. Nira Devi W/o Laxman Yadav & (2) Raju S/o Dhula Yadav shall be released on bail in connection with FIR No.25/2017 of Police Station Aspur, District Dungarpur provided they execute a personal bond in a sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial court for their 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.

Ms/-208

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