

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

S.B. Criminal Miscellaneous Bail Application No. 2707/2020

Raidhan @ Mule Khan S/o Ramje Khan @ Ramjan Khan, Aged About 27 Years, By Caste Muslim, R/o Gram Khejarli, Tehsil Bhaniyana, Jaisalmer. (At Present Lodged At Central Jail, Jodhpur).

-----Petitioner

Versus

State, Through P.p.

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 2577/2020

Hajoor Khan S/o Shri Bhikhe Khan, Aged About 19 Years, By Caste Musalman, R/o Khejdali Thana Bhaniyana, District Jaisalmer. (At Present Central Jail, Jodhpur).

-----Petitioner

Versus

State, Through P.p.

-----Respondent

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For Petitioner(s) : Mr. M.A. Siddiqui  
Mr. V.D. Gaur

For Respondent(s) : Mr. Shiv Kumar Bhati, PP

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**HON'BLE MR. JUSTICE SATISH KUMAR SHARMA**

Order

**06/03/2020**

Both the bail applications have been filed under Section 439 Cr.P.C. on behalf of the petitioners Raidhan @ Mule Khan and Hajoor Khan, who are in custody in relation to F.I.R. No.181/2019, Police Station Rajeev Gandhi Nagar, District Jodhpur City West, for the offence under Section 379 IPC.

Heard learned counsel for the petitioners and learned Public Prosecutor and perused the material available on record.

Shri M.A. Siddiqui, learned counsel for the petitioner Raidhan @ Mule Khan submits that the accused petitioner has not stolen the vehicle in question. He is simply a mechanic who alleged to have been sold the motorcycle in question, and he was unaware of the fact that the motorcycle is a stolen property.

So far as the accused Hajoor Khan is concerned, learned counsel Shri V.D. Gaur submits that recovery has already been effected and he is under custody since 17.02.2020. He further submits that only one criminal case is pending against him and trial will take considerable time, therefore, prays that the accused petitioner Hajoor Khan may be enlarged on bail.

Learned Public Prosecutor have opposed the bail applications on the ground that two other criminal cases are pending against the accused petitioner- Raidhan @ Mule Khan.

Having considered the entirety of facts and circumstances as available on record and upon consideration of the arguments advanced at the Bar, without expressing any view on the merits, this Court is of the opinion that the petitioners deserve to be enlarged on bail.

Consequently, the bail applications are allowed. It is ordered that the accused-petitioners namely Raidhan @ Mule Khan S/o Ramje Khan @ Ramjan Khan and Hajoor Khan S/o Bhikhe Khan arrested in connection with F.I.R. No.181/2019, Police Station Rajeev Gandhi Nagar, District Jodhpur City West, shall be released

**(SATISH KUMAR SHARMA),J**

RAJASTHAN HIGH COURT



सत्यमेव जयते