



**HIGH COURT OF JUDICATURE FOR RAJASTHAN  
BENCH AT JAIPUR**



S.B. Criminal 2<sup>nd</sup> Miscellaneous Bail Application No. 11755/2025

Akash S/o Ram Singh, Aged About 19 Years, R/o Dang Ka Pura  
Katkad, Police Station Sadar Hindaun City, District Karauli  
(Rajasthan) (At Present Confined In District Jail, Karauli).



-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. Girish Khandelwal  
For Respondent(s) : Mr. Arvind Balaut  
Ms. Aarti Sharma, PP

**HON'BLE MR. JUSTICE ASHOK KUMAR JAIN**

**Order**

**16/09/2025**

1. The second bail application under Section 483 of BNSS is filed by the applicant-accused **Akash S/o Ram Singh** seeking bail in respect of a criminal case registered as FIR No.83/2025 dated 21.02.2025 registered at P.S. Sadar Hindaun, District - Karauli, for the offence under Sections 78(2) of BNS. The first bail application was dismissed as withdrawn.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant accused from the jurisdiction of this Hon'ble Court. The applicant does not have any criminal antecedents. He also submits that the



applicant undertakes not to repeat offence and cooperate with investigation/trial, which will take time.

3. Learned counsel for petitioner submits that victim is an adult and married female and she has been examined as PW3 before the trial court. He further submitted that offence is triable by Magistrate First Class. He also referred the material on record and submitted that there is no criminal antecedent against a petitioner who is 19 years old. He further submitted that he undertake that petitioner will not repeat his actions either by posting any video or photograph relating to victim or any member of her family. He further undertake that petitioner accused will not use any social media platform including Facebook, Instagram, X (previously known as Twitter), Thread, Snapchat, etc. He also submitted that petitioner will not create any ID in the fictitious name or name of any other person and if he is found involved in said activity then his bail may be cancelled.
4. Learned Public Prosecutor has vehemently opposed the bail application and submitted that the allegations are grave and serious in nature.
5. Learned counsel for complainant has opposed the bail application and submitted that present petitioner has created problem for victim and he has shared obscene video and photograph from fake account of Instagram. He further submitted that release of petitioner will jeopardize safety and well being of victim.





6. Heard learned counsel for the parties and learned Public Prosecutor. Perused the material placed on record by both the parties.
7. On the basis of report dated 21.02.2025 lodged by a 23 years old victim for editing and publishing of her photos and videos and further exploitation and blackmailing, a criminal case is registered against petitioner and after investigation, charge sheet has been filed under Sections 78(2) of BNS and Sections 67 and 67A of IT Act. First bail application of present petitioner was dismissed as withdrawn on 11.08.2025 with liberty to file after recording statement of victim.
8. The material submitted by learned counsel for petitioner indicate that three witnesses were examined by prosecution and it includes PW3 victim. The material on record submitted by learned counsel for complainant clearly indicated that present petitioner has used different mobile phones and different IDs on Instagram for publishing sexual explicit material against victim so as to harm her image and reputation. The victim in her statement has clearly stated that present petitioner has intimidated her. The victim is a married female and as per allegation, the petitioner accused has tried to disturb in her marital ties.
9. The offence for which the petitioner accused is charged is triable by magistrate first class and the statement of victim has already been recorded and petitioner accused is in custody since 01.05.2025. Moreover, his age is 19 years and as per statement, petitioner is a student of 2nd Year and





there is no criminal antecedent against the petitioner. Therefore, considering the future of present petitioner, I am inclined to consider present bail subject to certain stringent conditions so that safety and well-being of victim including marital life may not be jeopardized due to notorious and whimsical acts of present petitioner. If this petitioner is indulged in any of the act to cause any harm to victim or her family, this order will be recalled immediately.

10. Upon hearing the arguments and perusing the record, we have found that the applicant-accused is no more required in the investigation and he is in custody for quite some time. The further proceedings will take its own time, therefore, looking to entirety of facts and circumstances of the case and without expressing any opinion on merits of the case, the Court deems it appropriate to grant bail to the applicant-accused.
11. Thus, the instant bail application filed on behalf of applicant-accused **Akash S/o Ram Singh**, is hereby allowed and the applicant-accused is ordered to be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-
  - (i) The applicant-accused shall not tamper with evidence or influence the witness in any manner.
  - (ii) The applicant-accused shall not contact victim or any of her family member in any manner, directly or indirectly.
  - (iii) The applicant-accused will submit an undertaking in form of affidavit that he is not possessing any



photograph or video of victim or any of her family members in his mobile or any of depository including cloud storage. If there is any photograph or video in possession of petitioner in any form then same shall be deleted and destroyed permanently before releasing petitioner on bail.

- (iv) The applicant-accused shall not use social media accounts on Instagram, Facebook, Snapchat or like platform for a period of three years in any form either in his name or in any fictitious name.
- (v) The applicant-accused shall not share or send any message on WhatsApp or Telegram or any messaging platform concerning victim or her family member to anyone.
- (vi) The applicant-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
- (vii) The applicant-accused shall attend the hearing of the Trial Court on the date fixed by the Trial court or as and when asked to appear before the Trial Court.
- (viii) In case of any violation of above conditions, the bail granted to the applicant-accused shall be liable to be canceled.

12. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J

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