

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

S.B. Criminal Misc. Suspension of Sentence Application
No.348/2022

IN
S.B. Criminal Appeal No. 505/2022

Kallu Son of Moolchand, Resident Of Hathyadeh, Police Station
Bhanwargarh, District Baran (Raj.) (At Present In District Jail,
Baran)

----Accused/Appellant

Versus

State Of Rajasthan, Through PP

----Respondent

For Appellant(s) : Mr. Jagdish Singh Chauhan, Adv.

For Respondent(s) : Mr. Ganesh Saini, P.P.

HON'BLE MR. JUSTICE UMA SHANKER VYAS

Order

29/04/2022

Heard learned counsel for the parties on the application filed for suspension of sentence and perused the entire material available on record.

Learned counsel for the accused-applicant submits that accused-applicant was on bail during trial and presently he is behind bars. Learned counsel further submits that final hearing of the appeal is likely to take time thus sentence of the accused-applicant may be suspended.

Learned Public Prosecutor has vehemently opposed the prayer regarding suspension of sentence.

I have considered the submissions made by learned counsel for the parties.

Without commenting upon the merits of the case, I deem it just and proper to suspend the sentence awarded to the applicant.

Accordingly, **subject to deposition of fine imposed by the learned trial Court on the accused-applicant**, the application for suspension of sentence is allowed and it is ordered that the sentence of imprisonment awarded by the learned trial Court against the accused-applicant namely, **Kallu S/o Moolchand** in Sessions Case No.69/2010 shall remain suspended during pendency of appeal and he shall be released on bail, provided he furnishes a personal bond in the sum of Rs.1,00,000/- along with two sureties in the sum of Rs.50,000/- each to the satisfaction of the learned trial Court with the stipulation that he shall appear before this court on 31st May, 2022 and thereafter as and when called upon to do so.

(UMA SHANKER VYAS),J

DANISH USMANI /32

