

**Pradeep Kumar Vs. State of H.P.  
Cr. Revision No. 390 of 2025**

21.08.2025 Present: Mr. Yug Singhal, Advocate for the petitioner.

Mr. Tejasvi Sharma and Mr. H.S. Rawat, Additional Advocates General with Ms. Ranjna Patial, Deputy Advocate General, for respondent/State.

Notice. Mr. Tejasvi Sharma, learned Additional Advocate General, appears and waives service of notice on behalf of respondent.

Certain arguable points are involved in the present petition, as such, the same is admitted for hearing.

Call for the records.

**Cr. M.P. No. 2983 of 2025**

By way of the present application, under Section 430 read with Section 438 of Bharatiya Nagarik Suraksha Sanhita (hereinafter referred to as 'the BNSS'), the petitioner/applicant has sought the suspension of order of sentence, dated 8.5.2018, passed by the learned Judicial Magistrate 1<sup>st</sup> Class, Court No. 2, Nalagarh, District Solan, H.P.(hereinafter referred to as 'the trial Court'), in Criminal Case No. 87/2 of 2008, titled as, 'State of H.P. versus Pardeep Kumar Tulli & anr.', whereby the learned trial Court, vide judgment of conviction and order of sentence

dated 8.5.2018, has convicted the applicant for the commission of offence, under Sections 420, 467, 468, 471 and 120-B of IPC, in the following manner:

Sr. No.	Office u/s	Sentence imposed	Default
1.	420 IPC	Imprisonment for three years and to pay a fine of Rs. 8000/-	Simple imprisonment for a period of 15 days.
2.	467 IPC	Imprisonment for three years and to pay a fine of Rs. 10,000/-	Simple imprisonment for a period of 15 days.
3.	468 IPC	Imprisonment for three years and to pay a fine of Rs. 10,000/-	Simple imprisonment for a period of 15 days.
4.	471 IPC	Imprisonment for two years and to pay a fine of Rs. 5,000/-	Simple imprisonment for a period of 15 days.
5	120-B IPC	Imprisonment for six months and to pay a fine of Rs. 5,000/-	Simple imprisonment for a period of 15 days.

Aggrieved from the aforesaid judgment of conviction and order of sentence, the applicant has preferred Cr. Appeal No . 21-NL/10 of 2018, titled as, 'Pradeep Kumar Tulli versus State of H.P.', before the learned Addl. Sessions Judge, Nalagarh, District Solan, H.P. (hereinafter referred to as 'the Appellate Court'). Vide judgment dated 30.5.2025, the learned Appellate Court has modified the order of sentence, as referred to above, in the following manner:

Sr. No.	Office u/s	Sentence imposed	Default
1.	420 IPC	Simple imprisonment for a period of one year and to pay a fine of Rs. 8000/-	Simple imprisonment for a period of 15 days.
2.	467 IPC	Simple imprisonment for a period of one year and to pay a fine of Rs. 10,000/-	Simple imprisonment for a period of 15 days.
3.	468 IPC	Simple imprisonment for a period of one year and to pay a fine of Rs. 10,000/-	Simple imprisonment for a period of 15 days.
4.	471 IPC	Simple imprisonment for a period of one year and to pay a fine of Rs. 5000/-	Simple imprisonment for a period of 15 days.
5	120-B IPC	Simple imprisonment for a period of six months and to pay a fine of Rs. 5000/-	Simple imprisonment for a period of 15 days.

Aggrieved from the said judgment, the applicant has approached this Court, by way of the accompanying Criminal Revision Petition.

Since the Criminal Revision Petition against the judgment of conviction and order of sentence, as referred to above, will take sufficient long time, for its disposal, as such, the order of sentence dated 8.5.2018, passed by the learned trial Court, as modified by the learned Appellate Court, vide judgment dated, 30.5.2025, is suspended during the pendency of the revision, subject to the following conditions:

*(i) That the applicant shall furnish personal bond in the sum of Rs. 50,000/-, alongwith one surety of*

*the like amount, to the satisfaction of the learned trial Court, within a period of four weeks from today, with an undertaking that in the event of final dismissal of the appeal, he will surrender before the learned trial Court to serve the remainder substantive sentence;*

*(ii) That he shall deposit the fine amount, if any;*

*(iii) That he shall not leave the country without the prior permission of the Court.*

The application is, thus, disposed of.

A copy of this order be sent to the learned trial Court, with the direction that the report of compliance of this order be submitted to this Court, on or before the next date of hearing.

**Cr. MP No. 3386 of 2025**

Application, for the reasons, stated therein, is allowed and disposed of. Petitioner is permitted to place on record the certified copy of the impugned judgment dated 30.05.2025.

**Cr. Revision No. 390 of 2025**

List along with Criminal Revision No. 323 of 2025.

August 21, 2025  
(Pranod)

( Virender Singh )  
Judge