

Surinder Versus Ram Lal Zinta

Cr. Revision No.686 of 2023

20.03.2024 Present: Mr. Mohar Singh, Advocate, for the applicant/petitioner.

Mr. Y.P. Sood, Advocate, for the respondent.

Cr.MP No.858 of 2024

Learned counsel for the petitioner submits that in terms of the earlier orders dated 21.12.2023 and consequent upon the conviction and sentence by the Learned Trial Court, which was affirmed by the Learned Appellate Court and during the pendency of the instant petition, an application for suspension of sentence [Cr.MPST/10102/23] was moved. In the aforesaid application, the Co-ordinate Bench of this Court passed an order on 21.12.2023 which reads as under:-

12. Since the disposal of the revision, filed by the petitioner, against the judgment of conviction and order of sentence, as referred to herein-above, will take sufficient long time, as such, the order of sentence dated 24.2.2023, 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.25,000/-, along with 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 revision petition, he will surrender before the learned trial Court to serve the remainder substantive sentence;

- ii) That the applicant shall deposit 50% of the amount of compensation, with the learned trial Court, within a period of eight weeks from today, which shall be in addition to the amount, if any, already deposited by the applicant.

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 within a period of eight weeks.

2. Today, learned counsel for the petitioner filed an application [directed to be registered] explaining the circumstances, whereby he could not comply the directions contained in Para 12 of the order dated 21.12.2023. The circumstances so explained, indicate that due to financial crises the amount could not be arranged.

3. In considered view of this Court, the reasons so explained in the application and the same being formal in nature is not opposed by learned counsel for the non-applicant/respondent,

indicate sufficient cause for not complying with the directions in Para 12 of the Order dated 21.12.2023.

Accordingly, the application Cr.MP No.858 of 2024 [filed today in the Court] is allowed and the petitioner is permitted to comply with the orders dated 21.12.2023 within two weeks from today.

Application stands disposed of.

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List the matter after two weeks.

March 20, 2024
(Shivender)

(Ranjan Sharma)
Judge