

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

S.B. Criminal Revision Petition No. 134/2023

Praveen S/o Shri Pran Lal Bansal, Aged About 64 Years, R/o 14,
Sarang Marg, Hotel Vatika Inn, Rmv School Road, Udaipur.
(Presently Lodged In Central Jail, Udaipur)

-----Petitioner

Versus

1. Virendra S/o Shri Mohan Lal Pujari, R/o Gangaur Ghat
Marg, Udaipur.
2. State Of Rajasthan, Through Pp

-----Respondents

For Petitioner(s)	:	Mr. Rakesh Arora
For Respondent(s)	:	Mr. Gaurav Singh, PP

HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

02/02/2023

Heard.

Admit.

Learned Public Prosecutor accepts notice on behalf of
respondent-State.

Heard on application for suspension of sentence No.29/2023.

Learned counsel for the petitioner submits that the petitioner is
ready and willing to deposit 100% of the cheque amount and the
petitioner is behind bars since long.

Upon a consideration of the arguments advanced on behalf of
the petitioner and having regard to the facts and circumstances of
the case, this court is of the opinion that it is a fit case for
suspending the substantive sentence awarded to the accused
petitioner.

Accordingly, the application for suspension of sentence filed under Section 397/401 Cr.P.C. is allowed and it is ordered that the substantive sentences passed by the Learned Special Judicial Magistrate NI No.6, Udaipur, in Criminal Case No.481/18 (CIR No.15167/2015) vide order dated 16.05.2022 as affirmed by the Learned Special Judge, SC/ST (Prevention of Atrocities) Udaipur vide order dated 30.01.2023 in Criminal Appeal No.20/2022 against the petitioner-applicant - **Praveen S/o Shri Pran Lal Bansal**, shall remain suspended till final disposal of the aforesaid revision and he shall be released on bail, provided the petitioner deposits 100% of the cheque amount before the learned Trial Court (**excluding the amount already deposited**), which shall be disbursed to respondent No.1 and also executes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each of to the satisfaction of the learned trial Judge for his appearance in this court on **02.03.2023** and whenever ordered to do so till the disposal of the revision on the conditions indicated below:-

1. That he/she/they will appear before the trial Court in the month of January of every year till the revision is decided.
2. That if the applicant(s) changes the place of residence, he/she/they will give in writing his/her/their changed address to the trial Court as well as to the counsel in the High Court.
3. Similarly, if the sureties change their address(s), they will give in writing their changed address to the trial Court.
4. Petitioner shall deposit the fine amount as imposed by the learned trial Court.

The learned trial Court shall keep the record of attendance of the accused-applicant(s) in a separate file. Such file be registered as Criminal Misc. Case related to original case in which the accused-applicant(s) was/were tried and convicted. A copy of this order shall

also be placed in that file for ready reference. Criminal Misc. file shall not be taken into account for statistical purpose relating to pendency and disposal of cases in the trial court. In case the said accused applicant(s) does not appear before the trial court, the learned trial Judge shall report the matter to the High Court for cancellation of bail.

(MADAN GOPAL VYAS),J

120-neha/-