

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

S.B. Criminal Appeal (Sb) No. 304/2026

Umesh

----Appellant

Versus

State Of Rajasthan

----Respondent

For Appellant(s) : Mr. BS Deora

For Respondent(s) : Mr. Surendra Bishnoi, PP

HON'BLE MR. JUSTICE FARJAND ALI

Order

24/02/2026

1. There is a delay of 242 days in filing of the instant appeal.
2. Matter comes upon an application under Section 5 of the Limitation Act seeking condonation of delay.
3. It is contended that the appellant was not informed by his counsel about the judgment passed by the learned trial Judge and he was not present when the judgment was pronounced. The learned trial Court issued a warrant of sentence against the petitioner and pursuant which he was arrested and taken into judicial custody, thus, the delay occurred in this case was bona fide and was not made deliberately.
4. Here is a question of liberty of an individual and challenge has been made to the finding of guilt and order of sentence passed by the learned trial Court which is required to be appreciated at least one time by the appellate forum.
5. Considering the reasons and grounds mentioned in the application, the same is allowed.
6. The delay is condoned.

7. The instant appeal be treated within limitation.
6. Admit.
8. Call for the record.

(FARJAND ALI),J

203-divya/-