

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

S.B. Criminal Revision Petition No. 204/2025

Deewan Singh S/o Shri Jeevraj Singh, Aged About 60 Years, R/o
7-A, Sudarshna Nagar, Bikaner,raj. (Dist. Jail, Bikaner)

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Ramdhan Gupta S/o Shri Girdhari Lal, R/o Jai Narayan
Vyas Colony, Bikaner, So-Called Successor Of Banwari Lal
S/o Hari Bhaiya, R/o Nathusar Bas, Bikaner,raj.

-----Respondents

For Petitioner(s)	:	Mr. Naman Mohnot
For Respondent(s)	:	Mr. Narendra Gehlot, PP with Mr. Omprakash Choudhary

HON'BLE MR. JUSTICE MANOJ KUMAR GARG

Order

07/02/2025

Heard.

Admit. Call for record.

Issue notice.

Learned Public Prosecutor accepts notice on behalf of
respondent No.1-State. Thus, notice be issued to the respondent
No.2, returnable within eight weeks.

Heard learned counsel for the petitioner and learned public
prosecutor on application for suspension of sentence No.44/2025.

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 438/442 BNSS is allowed and it is ordered that the substantive sentences passed by the Learned Special Judicial Magistrate (NI Act Cases) No.3, Bikaner, in Case No.605/2016 vide order dated 27.04.2017 as affirmed by the Learned Special Judge SC/ST (POA) Cases and Addl. District & Sessions Judge Bikaner vide order dated 03.02.2025 in Cr. Appeal No.21/2019 (CIS No.84/2017) against the petitioner-applicant Deewan Singh S/o Shri Jeevraj Singh shall remain suspended, till final disposal of the aforesaid revision and he shall be released on bail, subject to deposit 50% of the cheque amount before the trial Court (if any amount has been deposited by the petitioner then the same shall be adjusted) which shall be disbursed immediately to the respondent No.2, provided he executes a personal bond in the sum of Rs.1,00,000/- with two sureties of Rs.50,000/- each of to the satisfaction of the learned trial Judge for his appearance in this court on 10.03.2025 and whenever ordered to do so till the disposal of the appeal 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 appeal 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 50% of the cheque amount (if any amount has already been deposited then the same shall be adjusted) before the trial

Court which shall be disbursed immediately to the respondent No.2.

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.

(MANOJ KUMAR GARG),J

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