

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

S.B. Criminal Appeal (SB) No. 565/2026

CNR: RJHC010236712026

URN: CRLAS / 1187U / 2026

Shree Ram S/o Ramsahai Meena, Aged About 55 Years, R/o
Keladevi Colony Gangapur City. Distt. Sawai Madhopur, (LDC),
Tehsil Office Pipikhut Distt Pratapgadh

----Appellant

Versus

State Of Rajasthan, Through P.P.

----Respondent

For Appellant(s) : Mr. Hans Raj

For Respondent(s) : Mr. Narendra Singh Chandawat, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

09/07/2026

I.A. No.01/2026:-

1. Heard.
2. By way of the present stay application, learned counsel for the appellant-applicant submitted that during the pendency of the present criminal appeal, the effect and operation of the judgment and order dated 23.02.2026 passed by the learned Special Judge, Prevention of Corruption Act Cases, No.01, Udaipur in Special Sessions Case No.54/2011 (CIS No.162/2014), whereby the appellant has been convicted for the offences punishable under Sections 7 and 13(1)(d) read with Section 13(2) of the Prevention of Corruption Act, 1988, be stayed.

3. Heard learned counsel for the appellant as well as the learned Public Prosecutor.

4. Upon consideration of the submissions advanced and the material available on record, this Court finds that the allegation against the appellant, who was serving as a Junior Clerk (LDC) at Tehsil Office Peepalkhut, is that he demanded and accepted illegal gratification while discharging his official duties. It is well settled that an order of conviction is not to be stayed as a matter of course. The power to stay a conviction is an exceptional one and is to be exercised only in rare and exceptional circumstances where failure to do so would result in irreversible consequences or manifest injustice.

5. In cases involving offences under the Prevention of Corruption Act, the normal rule is that once a public servant stands convicted after a full-fledged trial, the conviction should not ordinarily be stayed, as doing so would render the judgment of conviction virtually inoperative. The mere fact that the conviction entails disqualification from service or other adverse service consequences cannot, by itself, constitute a sufficient ground for staying the conviction. No exceptional circumstance has been pointed out by the appellant warranting exercise of the extraordinary discretion to stay the operation of the judgment of conviction.

6. Consequently, this Court does not find any justification to stay the effect and operation of the judgment and order dated 23.02.2026 passed by the learned Special Judge, Prevention of Corruption Act Cases, No.01, Udaipur in Special Sessions Case No.54/2011 (CIS No.162/2014).



7. Accordingly, the Application (I.A. No.01/2026) stands rejected.

8. List the appeal for final hearing on 30.07.2026.

(KULDEEP MATHUR),J