

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

S.B. Criminal Revision Petition No. 276/2013

Hasti Mal S/o Shri Khassa Ji, R/o Manadar, Tehsil Shivgunj,
Barloot Police Station, District Sirohi

-----Petitioner

Versus

The State of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Richin Surana
For Respondent(s)	:	Mr. SS Rathore, PP

HON'BLE MR. JUSTICE FARJAND ALI

Order

17/07/2025

1. The petitioner was tried, convicted and sentenced by learned Judicial Magistrate, Shivganj vide order dated 17.07.2010. the appeal preferred by him against the said order being Crl Appeal No.35/2010 was dismissed by the learned Sessions Judge, Sirohi vide judgment dated 22.03.2013. However the court of appeal modified the order of sentence by giving the benefit of probation to him and he was also directed to deposit Rs.1,000/- with the trial court as compensation to the victim within a period of 20 days. Out of four accused, three have deposited the amount of compensation with the learned trial court, however the petitioner perhaps fell ill, therefore, abstained from complying the order of court of appeal. Failing in the compliance of the order, learned trial court passed an order dated 02.05.2013, thus, the order of sentence initially passed got revived automatically. The petitioner

moved an application for extension of time but the same was dismissed by order dated 02.05.2013. Hence the instant petition.

2. It is noticed that in pursuance of the warrant issued by learned trial court, the petitioner was apprehended and then he approached this Court. While suspending his sentence, this Court passed an order of depositing Rs.4,000/ from which Rs.1,000/- for the amount of compensation as awarded and Rs.3,000/- as cost for delay in depositing the compensation amount. Rs.4,000/- has been deposited by him.

3. In the given circumstances and getting satisfaction of the ailment of the petitioner in those days, it is felt appropriate to dispose of the petition with the order that amount paid by him shall be handed over to the victim, if not done till now.

4. Accordingly, the instant petition is disposed of. The order of rejuvenation of sentence is hereby set aside.

(FARJAND ALI),J

6-chhavi/-