

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

S.B. Criminal Misc. Suspension Of Sentence Application (Appeal)
No. 805/2026
CNR: RJHC010431492026 | URN: SOSA / 1676U / 2026

1. Prakash S/o Chhogalal Kumahar, Aged About 46 Years, R/o Paal, Thana Bassi, District Chittorgarh (At Present Lodged In Dist. Jail, Chittorgarh)
2. Babulal S/o Dalu Lohar, Aged About 44 Years, R/o Paal, Thana Bassi, District Chittorgarh (At Present Lodged In Dist. Jail, Chittorgarh)

-----Petitioners

Versus

State Of Rajasthan, Through PP

-----Respondent

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

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

27/07/2026

Heard learned counsel for the applicants appellants and learned Public Prosecutor on the application for suspension of sentences.

Upon a consideration of the arguments advanced on behalf of the appellants and having regard to the facts and circumstances as available on the record, this Court is of the opinion that it is a fit case for suspending the sentences awarded to the accused appellants during pendency of the instant appeal.

Accordingly, the application for suspension of sentence filed under Section 430 Cr.P.C. is allowed and it is ordered that the sentences passed by the learned Special Judge (NDPS Act Cases), No.2, Chittorgarh, vide judgment dated 27.04.2026 in Sessions

Case No.116/2019 (46/2017) against the appellants-applicants **(1) Prakash S/o Chhogalal Kumahar and (2) Babulal S/o Dalu Lohar**, shall remain suspended till final disposal of the aforesaid appeal and they shall be released on bail, provided **each of them** executes a personal bond in the sum of Rs.1,00,000/- with two sureties of Rs.50,000/- each to the satisfaction of the learned trial Judge for his appearance in this court on **01.09.2026** 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.

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.

(KULDEEP MATHUR),J