

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

S.B. Criminal Misc. Suspension Of Sentence Application (Appeal)
No. 865/2026

In

S.B. Criminal Appeal (SB) No.910/2026

CNR: RJHC010458252026

URN: SOSA / 1831U / 2026

Kayum Khan S/o Shri Alam Khan, Aged About 30 Years, R/o
Kotdi, P.s. Kotdi, District Pratapgarh, Rajasthan. (Lodged In
Central Jail Udaipur)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. V.K. Gaur

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

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

09/07/2026

Heard learned counsel for the applicant - appellant and
learned Public Prosecutor on application for suspension of
sentences.

Upon a consideration of the arguments advanced on behalf
of the applicant - appellant 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 sentences awarded to the accused-
appellant.

Accordingly, the application for suspension of sentence filed
under Section 430 BNSS is allowed and it is ordered that the

sentence passed by the learned Special Judge, NDPS Act Cases, Banswara, vide order dated 30.04.2026 in Sessions Case No.106/2022 against the appellant - applicant- **Kayum Khan S/o Shri Alam Khan**, shall remain suspended till final disposal of the aforesaid appeal and he shall be released on bail, provided he execute 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 **11.08.2026** 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