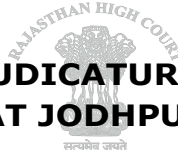




**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**



D.B. Criminal Misc. Suspension Of Sentence Application (Appeal)
No. 888/2026

CNR: RJHC010472592026 | URN: SOSA / 1893U / 2026

Satpal Singh @ Sattu S/o Jagjeet Singh, Aged About 33 Years,
R/o Ward No. 6, Pilibanga, Tehsil Pilibanga District
Hanumangarh, Rajasthan. (Logged At Central Jail, Bikaner)

----Petitioner

Versus

State Of Rajasthan, Pp

----Respondent

For Petitioner(s)	:	Mr. Karan Singh Rathore
For Respondent(s)	:	Mr. S. S. Rathore, PP

**HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA**
Order

28/07/2026

1. Heard learned counsel for the parties.
2. The application for suspension of sentence has been filed on behalf of the applicant-appellant by the counsel appointed from the legal Aid, who submits that the ingredients of Section 302 IPC in the present case are conspicuously missing. He submits that even if the evidence, which has come on record, is taken on its face value the offence does not travel beyond Section 304 Part-I.
3. He submits that incident occurred on account of a sudden fight between the applicant-appellant and his father. He further submits that the applicant-appellant has suffered incarceration of more than six years, therefore, his application for suspension of sentence may be allowed.
4. Per contra, learned Public prosecutor while opposing the submissions of learned counsel for the applicant-appellant, submits that there is credible evidence against the applicant-



appellant. He further submitted that as per the statements of Hansraj (PW-7) who has stated in his statements that while he was on his duty, he met the applicant-appellant who informed him that he has inflicted a blow on his father's head. Thereafter, Hansraj (PW-7) along with the help of Navjot Singh (PW-5) has taken the injured to the hospital where the injured succumbed to his injuries. He further submits that as per the FSL report, the blood group of the deceased has been found on the brick which was recovered from the place of incident on the information given by applicant-appellant.

5. We have considered the submission made before this Court and taking into consideration the totality of facts and circumstances of case, particularly the statements of Hansraj (PW-7) and Navjot Singh (PW-5), and the fact that there were only two persons in the house, i.e. the applicant-appellant and his father with an additional note that the plea of *alibi* taken by the accused under the statements of Section 313 BNS are also not credible and the applicant-appellant was also not on bail during the trial. We further note that the statements of Hansraj (PW-7) is getting corroborated from the postmortem report (Ex.24) as well statements of Dr. Bhanwar Lal Jakhar (PW-10).

6. Consequently, we are not inclined to allow the present application for suspension of sentence at this stage.

7. Therefore, the present application for suspension of sentence is dismissed.

(CHANDRA SHEKHAR SHARMA),J

(VINIT KUMAR MATHUR),J