

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

D.B. Criminal Appeal (Db) No. 238/2019

Hamera S/o Megha, Aged About 45 Years, By Caste Gameti, R/o
Punia Talai, Pipalwas, Police Station Khamnor District
Rajsamand. (At Present Confined In Central Jail, Udaipur).

----Appellant

Versus

State, Through P.p.

----Respondent

For Appellant(s)	:	Mr. Mahender Singh Soni
For Respondent(s)	:	Mr. Rajesh Bhati, PP

**HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE MR. JUSTICE SANJEET PUROHIT**

Order

18/12/2025

1. The matter comes up on an application (Inward No. 01/2025) for marking the appearance of the appellant and a direction to the learned trial court to drop the proceedings initiated against the appellant pursuant to the order dated 02.04.2025 passed by this Court.
2. Learned counsel for the appellant submits that, pursuant to the order dated 31.05.2023 suspending the sentence, the appellant was directed to appear before the trial court in the month of January of every year, but he failed to do so. He prays that the non-appearance of the appellant be exempted, his attendance may be marked before the trial court.
3. For the reasons stated in the application and in the interest of justice, the application is disposed of while providing one last opportunity to the appellant to appear before the trial court.

4. Accordingly, it is directed that the appellant shall appear in person before the trial court on or before **12.01.2026**.

5. It is further directed that if the appellant appears before the trial court on or before the aforesaid date and undertakes to abide by the conditions, as stipulated in the order dated 31.05.2023, the proceedings initiated under Section 446 Cr.P.C against the surety (including forfeiture of the surety bonds) shall be closed/disposed of. The trial court shall take necessary steps to mark the appellant's presence strictly in accordance with law.

6. In the event of non-compliance, i.e., if the appellant fails to appear before the trial court on or before 12.01.2026, the trial court shall be at liberty to proceed against the appellant and the surety in accordance with law.

7. List the matter after four weeks.

(SANJEET PUROHIT),J

(DR.PUSHPENDRA SINGH BHATI),J

294-nirmala/-