

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

S.B. Criminal Miscellaneous (Petition) No. 4528/2026

CNR: RJHC010546522026

URN: CRLMP / 8271U / 2026

Jagdish Chand Soni S/o Kailash Chandra Soni, Aged About 53
Years, Resident Of Balaji Jewellers Near Dogh Talai Norah House
Sector 6 Main Road Panariyo Ki Madhgadi District Udaipur

-----Petitioner

Versus

1. Lrs Of Deceased Ambalal Salvi Through Kishanlal,
Resident Of House No 3 K 1, Hiranmagri, Sector 11,
District Udaipur Raj.
2. Kishanlal S/o Ambalal, House No. 3 K 1, Hiranmagri,
Sector 11, Dist. Udaipur,raj.

-----Respondents

For Petitioner(s) : Mr. Anuj Sahlot

For Respondent(s) : Mr. Pawan Bhati, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

16/07/2026

Learned counsel for the petitioner has challenged the order dated 22.12.2026 passed by learned Additional Sessions Judge No.4, Udaipur, in criminal appeal no.719/2025, whereby while suspending the sentence under Section 420 of BNSS, the learned appellate Court ordered to deposit 20% of the compensation amount till 23.03.2026.

Learned counsel for the petitioner has relied upon the judgment passed by the Coordinate Bench of this Court in **S.B. CRLMP No. 9802/2025**, dated **28.04.2026**, and has submitted that this Court has already held, in light of the judgment of

Jamboo Bhandari v. M.P. State Industrial Development Corporation Ltd. & Ors., reported in ***(2023) 10 SCC 446***, that such a condition is not justified, particularly when it has been imposed without assigning any reasons.

The matter required consideration.

Issue notice to the sole respondent, returnable within three weeks.

List this case on 04.08.2026.

In view of the same, the order dated 22.12.2026 passed by learned Additional Sessions Judge No.4, Udaipur, in criminal appeal no.719/2025, shall remain stayed to the extent of ordering the petitioner to deposit 20% of the fine as a condition precedent for suspension of sentence.

In the meanwhile, learned trial Court is free to proceed with the matter.

(BALJINDER SINGH SANDHU),J