

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

S.B. Suspension Of Sentence(Revision) No. 231/2025

Lokesh S/o Shri Goverdhanlal Jain, Aged About 44 Years,
Resident Of Kanba Tehsil Bichhiwada District Dungarpur
Rajasthan (The Petitioner Is Presently Lodged In Jail Dungarpur)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Vishan Das Vaishnav
For Respondent(s)	:	Mr. Surendra Bishnoi, AGA

HON'BLE MR. JUSTICE FARJAND ALI

Order

11/02/2026

1. The instant application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been preferred seeking correction in the order dated 29.01.2026 passed by this Court in S.B. Criminal Suspension of Sentence Application No. 231/2025.
2. It is averred in the application that in the order dated 29.01.2026 it has been recited that the applicant is behind the bars, whereas in fact he was not in custody and due to the said error, the petitioner is facing hardship. It is prayed that the said recital be corrected accordingly.
3. It is observed by this Court that in the cause title of the order dated 29.01.2026, the applicant has been described as "(Lodged in Jail Dungarpur)". However, the submission made in the present application that the order records that the applicant is "behind the bars" is factually incorrect, as nowhere in the body of

the order dated 29.01.2026 has such a recital been made. The said description appears only in the cause title, which is merely a replication of the cause title of the suspension of sentence application.

4. Merely because the order directs that the applicant shall be released on bail upon furnishing personal bond and sureties, it does not ipso facto imply that the applicant was in custody at the time of passing of the order. The direction for release on bail is a standard operative expression governing the mode of suspension of sentence and compliance of bail conditions, and cannot by itself be construed as a recital that the accused was behind the bars.

5. The correction sought, therefore, is confined to rectification of the custody status mentioned in the cause title. Since the correction pertains to an inadvertent factual misdescription in the cause title and does not require any alteration of the reasoning or operative directions contained in the order dated 29.01.2026, the same falls within the limited ambit of correction of an accidental slip.

6. Accordingly, the application is allowed.

7. The cause title of the order dated 29.01.2026 shall stand corrected by deleting the words "(Lodged in Jail Dungarpur)".

8. Save as above, the order dated 29.01.2026 shall remain unaltered.

(FARJAND ALI),J

