

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Criminal Misc. Suspension Of Sentence Application No.
172/2026

In

D. B. Criminal Appeal No.436/2025

1. Lokesh Chauhan S/o Shri Ranjeet, R/o Dhani Kasar, Police Station Mandana, District Kota. (Presently Lodged In Central Jail, Kota)
2. Kamlesh Chauhan S/o Shri Arjunlal, R/o Dhani Kasar, Police Station Mandana, District Kota. (Presently Lodged In Central Jail, Kota)
3. Deepak Alias Pappu S/o Shri Nandkishore, R/o Dhani Kasar, Police Station Mandana, District Kota. (Presently Lodged In Central Jail, Kota)

----Applicants

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

For Petitioner(s)	:	Mr. V. R. Bajwa, Senior Adv. assisted by Ms. Savita Nathawat Mr. Sudhir Jain
For Respondent(s)	:	Mr. Naresh Kumar Gupta, Dy.G.A. Mr. Lakhan Singh Meena

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE BHUWAN GOYAL

Order

08/05/2026

1. This suspension of sentence application has been filed by the present accused-applicants along with the appeal.
2. Learned Senior Counsel appearing on behalf of the accused-applicants submits that the accused-applicants have been convicted and sentenced to undergo life imprisonment for the offence punishable under Section 302/149 IPC.

3. Learned Senior counsel for the applicants submits that the accused-applicants have been falsely implicated in this matter. Learned Senior Counsel also submits that on the date of the incident, a free fight had taken place between the parties, as a result of which persons from both sides were taken into custody by the police under Sections 107 and 151 Cr.P.C and the complaint was also registered against them by the Police. Learned Senior Counsel further submits that the accused- applicants were on bail during the trial and allegation of causing fatal injuries on the person of the deceased is against co-accused-Ranjeet. He also submits that hearing/disposal of appeal is likely to take long time. Therefore, he prays that sentence awarded to the accused-applicants may be suspended and the accused-applicants be released on bail during the pendency of the appeal.

4. Learned Deputy Government Advocate assisted by counsel for the complainant has opposed the application for suspension of sentence.

5. We have heard counsel for the parties and perused the record.

6. Keeping in view the facts and circumstances of the present case and also considering the fact that the applicants were on bail, also considering the fact that it was a case of free fight and also considering the fact that hearing/disposal of appeal is likely to take long time, we deem it just and proper to suspend the sentence of the present accused-applicants during the pendency of the appeal.

7. In that view of the matter, this criminal miscellaneous suspension of sentence application is allowed and it is ordered that

execution of sentence awarded to the accused-applicants shall remain suspended during the pendency of the criminal appeal and the accused-applicants be admitted to bail subject to satisfaction of the trial Court with the stipulation that the accused-applicants shall appear before this Court on 07.07.2026 and thereafter as and when called upon to do so.

8. Office is directed to send a copy of this order to the concerned trial Court through e-mail/fax for necessary compliance.

(BHUWAN GOYAL),J

(INDERJEET SINGH),J