

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Criminal Misc. 4th Suspension Of Sentence Application
(Appeal) No. 426/2025

In

D.B. Criminal Appeal No.367/2019

Ramcharan Meena S/o Shri Badri Lal, Aged About 45 Years,
Occupation Senior Clerk Govt. Secondary School Bamuliya Mataji
R/o Kakrawada, P.s. Khatoli, At Present R/o Housing Board
Colony, House No. 1/15, Anta P.s. Anta Distt. Baran (At Present
Confined In Central Jail Kota)

-----Petitioner

Versus

State Of Rajasthan, Through P.p

-----Respondent

For Petitioner(s)	:	Mr. Govind Prasad Rawat
For Respondent(s)	:	Mr. Amit Kumar Gupta, Addl. GA
For Complainant (s)	:	Mr. Deepak Sharma

HON'BLE MR. JUSTICE INDERJEET SINGH
HON'BLE MR. JUSTICE ANOOP KUMAR DHAND
Order

21/04/2026

1. This 4th suspension of sentence application has been filed by the appellant alongwith the appeal.
2. Counsel for the appellant has annexed the certificate under Rule 311 (3) of the Rajasthan High Court Rules to the effect that the sentence of life imprisonment has been awarded to the appellant under Section 376 (2) (1)(N) read with Section 5 (L)/6 POCSO Act and presently he is in custody. Counsel further submits that the appellant has been falsely implicated in this matter and he has served the sentence for more than twelve years. Counsel further submits that hearing of the appeal may take long time, hence, the sentence awarded to the appellant may be suspended during the pendency of the appeal and he be released on bail.

3. Counsel for the accused-applicant relied upon the judgment of Hon'ble Supreme Court in the matter of '**Saudan Singh versus The State of Uttar Pradesh**', (Criminal Appeal No.308/2022 (SLP (Crl.) No.4633/2021), decided on 25.02.2022, wherein it is held as under:-

"The second category of cases can be one where the person has served out more than 10 years of sentence. In these cases also at one go bail can be granted unless there are any extenuating circumstances against him."

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

5. Heard counsel for the parties and perused the record.

6. Considering the facts and circumstances of the case and considering the judgment passed by the Hon'ble Supreme Court in the matter of **Saudan Singh (supra)** and also considering the fact that the applicant has served the sentence for more than twelve years and hearing of appeal may take long time, this application for suspension of sentence is allowed and it is ordered that execution of sentence awarded to the appellant-**Ramcharan Meena S/o Shri Badri Lal** shall remain suspended during the pendency of the appeal and the appellant be admitted to bail subject to satisfaction of the trial court with the stipulation that he shall appear before this Court on 21.05.2026 and thereafter as and when called upon to do so.

7. Office is directed to send a copy of this order to the concerned trial court through email/fax for necessary compliance.

(ANOOP KUMAR DHAND),J

(INDERJEET SINGH),J