

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**



S.B. Criminal Miscellaneous Application No. 111/2026

IN

S.B. Criminal Miscellaneous Application No.495/2025

(Suspension of Sentence)

Dheeraj Kumar S/o Surajmal Verma, R/o Ramganjmandi, District Kota
(Rajasthan). (Presently Confined In District Jail Jhalawar)

----Applicant/Petitioner/accused

Versus

Atiqurrehman S/o Haji Abdul Gafoor Bhai, R/o Suket, Tehsil
Ramganjmandi, District Kota (Rajasthan).

----Respondent

For Petitioner(s)	:	Mr. Nitin Kumar Sharma, Advocate
For Respondent(s)	:	Mr. Rajendra Singh Shekhawat, P.P.

HON'BLE MR. JUSTICE VINOD KUMAR BHARWANI
Order

08/05/2026

Instant miscellaneous application under Section 528 of the *Bharatiya Nagarik Suraksha Sanhita, 2023* has been filed by the applicant seeking recall/modification of the order dt.06.02.2026 passed by this Court in S.B. Criminal Miscellaneous Application (Suspension of Sentence) No.495/2025. By the said order, while suspending the sentence awarded by the Id. trial Court, a condition was imposed that the bail bond would be accepted only upon deposit of 30% of the compensation amount in favour of the complainant.

Learned counsel appearing for the applicant submits that the applicant is in a pitiable condition and has no one in the family to support him. Therefore, despite the suspension of sentence order dt.06.02.2026, the petitioner is not in a position to deposit the aforesaid 30% compensation amount, as directed by this Court vide order dt.06.02.2026. Consequently, the applicant could not be released from the jail. He has been continuing in jail for a long time.

Learned counsel further submits that the applicant is willing to deposit 15% of the compensation amount and, accordingly, prays that the condition imposed in the order dt.06.02.2026 be modified.

No one is present on behalf of the complainant.

Heard. Perused.

In view of submissions made by learned counsel for the applicant and upon perusal of the record, and considering the fact that the applicant is not in a financial position to deposit 30% of the compensation amount, this Court deems it just & proper to reduce the amount, as directed vide order dt.06.02.2026. Accordingly, it is directed that the bail bond of the applicant shall be accepted upon deposit of 15% of the compensation amount in favour of the complainant. Upon submission of an application by the complainant, the said amount shall also be disbursed to the complainant by the Id. trial Court.

The order dt.06.02.2026 stands modified accordingly.

The application stands disposed of.

(VINOD KUMAR BHARWANI),J