

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Criminal Misc. Suspension Of Sentence Application No.
562/2025

In

D.B. Criminal Appeal No. 126/2025

Suresh S/o Jorwal, Aged About 33 Years, Resident Of
Hanumanta P.s. Kathumar District Alwar Rajasthan
(At Present In Central Jail, Alwar)

----Applicant

Versus

State Of Rajasthan, Through Public Prosecutor

----Respondent

For Petitioner(s)	: Mr. Rajesh Goswami Mr. Garvit Saraswat Mr. Jay Bharadwaj
For Respondent(s)	: Mr. Rajesh Choudhary, GA-cum-AAG with Mr. Vinod Kumar Sharma & Ms. Neha Goyal Mr. Chandraveer Dhayal for complainant

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

Order

07/05/2026

1. This application for suspension of sentence has been filed by the applicant alongwith the appeal.
2. Counsel appearing on behalf of the accused-applicant submits that the accused-applicant has been convicted and sentenced to undergo life imprisonment for the offence punishable under Section 302/34 IPC.
3. Counsel further submits that the accused-applicant has been falsely implicated in this matter. Counsel further submits that

according to the statement of PW1-Dinesh, who is brother of the deceased, the firearm injury was caused by co-accused-Bhuvnesh. Counsel further submits that accused-applicant was on bail during trial and hearing/disposal of appeal is likely to take long time. Therefore, he prayed that sentence awarded to the accused-applicant may be suspended and the accused-applicant be released on bail during the pendency of the appeal.

4. Learned Government Advocate-cum-Additional Advocate General assisted by counsel for the complainant opposed the present 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 accused applicant was on bail during trial and also considering the statement of PW1-Dinesh as well as the post-mortem report Ex.P23 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-applicant 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-applicant shall remain suspended during the pendency of the criminal appeal and the accused-applicant be admitted to bail subject to satisfaction of the trial Court with the stipulation that the accused-applicant 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

Anu /9