

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Suspension of Sentence Application No. 758/2025

in

S.B. Criminal Appeal (Sb) No. 911/2025

Subhash Kumar S/o Shri Danaram, Aged About 23 Years, Ro
Ward No 7 Chak 11, Dol- B 13 Dol- A Police Station Ravla Tehsil
Ghadsana District Sriganganagar (Rajasthan)

----Appellant

Versus

State Of Rajasthan, Through Public Prosecutor

----Respondent

For Appellant(s)	:	Mr. Mukesh Kumar Saini
For Respondent(s)	:	Mr. Devi Singh, PP with Mr. Gaurav Gupta, AGA

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

09/04/2025

1. Learned Public Prosecutor accepts notice on behalf of State. He is directed to intimate complainant-victim through concerned SHO.
2. Present Criminal Appeal is preferred by Subhash Kumar S/o Shri Danaram against order of conviction dated 26.03.2025 in Sessions Case No. 36/2023 by learned Special Judge POCSO Act, No.1, Jaipur, Metro-I, Jaipur.
3. Considered the grounds of appeal and material available on record.
4. Admit.
5. Call for record.

6. It is contended on behalf of appellant that awarded sentence was already suspended under Section 430(3) B.N.S.S. He submits that disposal of appeal will take time and appellant is already on bail, so he be released on bail.

7. Considering the fact that appellant is on bail and disposal of appeal will take its own time, therefore application under Section 430(1) of B.N.S.S. is allowed and sentence of appellant accused- **Subhash Kumar S/o Shri Danaram** is suspended till disposal of appeal with the condition that he would execute a personal bond in the sum of Rs.50,000/-with two sureties of Rs.25,000/- each to the satisfaction of the learned trial Judge for his appearance in this court on **24.07.2025** and whenever ordered to do so till the disposal of the appeal on the conditions indicated below:-

1. That he will appear before the trial Court in the month of January of every year till the appeal is decided.

2. That if the applicant(s) changes the place of residence, he will give in writing his changed address to the trial Court as well as to the counsel in the High Court.

3. Similarly, if the sureties change their address(s), he will give in writing their changed address to the trial Court.

8. Misc. Application stands disposed of.

(ASHOK KUMAR JAIN),J