



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



S.B. Criminal Misc. Suspension of Sentence Application (Appeal)
No. 706/2026

In

S.B. Criminal Appeal No.793/2026

Kamlesh S/o Ramgopal, Aged About 30 Years, R/o Lohariya,
Police Station Soyatkalan, District Agar (Uttar Pradesh).

-----Petitioner

Versus

State of Rajasthan, Through Public Prosecutor.

-----Respondent

For Petitioner(s)	:	Mr. Ajay Singh Yaduvanshi, Adv.
For Respondent(s)	:	Mr. Sudesh Saini, P.P.

HON'BLE MR. JUSTICE UMA SHANKER VYAS

Judgment / Order

06/05/2026

Heard learned counsel for the parties on the application filed for suspension of sentence and perused the entire material available on record.

Learned counsel for the accused-applicant submits that there is no reliable and legally acceptable evidence to hold the accused-applicant guilty for the alleged offence(s) and there is every likelihood of succeeding in the criminal appeal. Learned counsel further submits that accused-applicant was on bail during trial and currently his sentence has been suspended by the learned trial Court for a period of one month. He further submits that accused-applicant is willing to deposit the entire fine amount and as final



hearing of the appeal is likely to take time thus sentence of the accused-applicant may be suspended.

Learned Public Prosecutor has vehemently opposed the prayer regarding suspension of sentence.

I have considered the submissions made by learned counsel for the parties.

Without commenting upon the merits/demerits of the case and considering the arguments advanced by the parties, this Court deems it just and proper to suspend the sentence awarded to the applicant.

Accordingly, subject to deposition of fine imposed by the learned trial Court on the accused-applicant, the application for suspension of sentence is allowed and it is ordered that the sentence of imprisonment awarded by the learned trial Court to the accused-applicant namely, **Kamlesh S/o Ramgopal** in Sessions Case No.140/2024 shall remain suspended during pendency of the appeal and he shall be released on bail, provided he furnishes a personal bond in the sum of Rs.1,00,000/- along with two sureties in the sum of Rs.50,000/- each to the satisfaction of the learned trial Court with the stipulation that he shall appear before this court on **08.06.2026** and thereafter as and when called upon to do so.

(UMA SHANKER VYAS),J