

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Misc Suspension Of Sentence Application (Appeal)
No. 1562/2024

In

S.B. Criminal Appeal No.1997/2023

Bhur Singh @ Bhura Son Of Shri Ram Khiladi, Resident Of
Jahanabad Police Station Sadar Hindaun District Karauli
(Rajasthan) (Accused Appellant Presently Confined In Central Jail
Sewar District Bharatpur)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Rajneesh Gupta
For Respondent(s)	:	Mr. Rajesh Choudhary, GA-AAG with Mr. Vivek Choudhary, PP assisted by Mr. Gaurav Gupta, Asst. G.A.

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

31/01/2026

1. The matter comes up on I.A. No. (01/2026) filed on behalf of the applicant for temporarily suspending his sentence awarded by Learned Special Judge, Protection of Children from Sexual Offences Act, 2012 and Commission for protection of Child's Right Act, 2005, District Karauli in Sessions case No.86/2022 (CIS No.86/2022) whereby the applicant has been convicted for offences punishable under Sections 363 and 376(3) of IPC and Section 3/4(2) of POCSO Act, 2012 and has been sentenced to undergo rigorous imprisonment for twenty years, on account that applicant's mother has expired.

2. It is contended by learned counsel for the applicant that Smt. Ramkanya, mother of the applicant has expired on

23.01.2026 and the applicant wants to attend the last rites and rituals of his late mother. He, therefore, prays that the sentence awarded to the applicant may be temporarily suspended for a period of 15 days.

3. Per contra, learned Public Prosecutor opposes the prayer for temporarily suspending the sentence of the applicant. However, he has verified the factum of death of applicant's mother from the concerned police station.

4. Heard. Perused the material available on record.

5. Considering the fact that the applicant's mother has passed away on 23.01.2026, this Court is of the opinion that the applicant deserves indulgence of interim bail on humanitarian ground so as to enable him to attend last rites and rituals of his late mother.

6. In backdrop of the aforesaid facts and circumstances, keeping in view the humanitarian considerations, the present application seeking temporary suspension of sentence is allowed and it is ordered that the sentence passed by the Learned Special Judge, Protection of Children from Sexual Offences Act, 2012 and Commission for protection of Child's Right Act, 2005, District Karauli in Sessions case No.86/2022 (CIS No.86/2022) against the applicant- **Bhur Singh @ Bhura Son Of Shri Ram Khiladi** shall remain temporarily suspended for a period of 15 days provided he executes a personal bond in the sum of Rs.1,00,000/- (Rupees One Lakh Only) with two sureties in the sum of Rs.50,000/- (Rupees Fifty Thousand Only) out of which one surety will be of his close relative, each to the satisfaction of the learned trial Court.

7. He shall surrender back before the concerned Jail authority on 16.02.2026 by 4:00 PM.
8. In case, the applicant fails to surrender before the jail authority as directed above, learned Public Prosecutor is directed to apprise the Court.
9. List this case on 23.02.2026.

(ANIL KUMAR UPMAN),J