



HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL APPEAL No. - 5758 of 2025

Monu Singh @ Munendra And Another

.....Appellant(s)

Versus

State of U.P.

.....Respondent(s)

Counsel for Appellant(s)	: Abhai Kumar Singh, Awadhesh Kumar Singh
Counsel for Respondent(s)	: G.A.

Court No. - 90

HON'BLE MANOJ BAJAJ, J.

(Order on Appeal)

List this appeal in due course.

(Order on Suspension of Sentence Application)

Applicants namely, Monu Singh @ Munendra and Santosh Singh have applied for suspension of sentence during pendency of the appeal, arising against the judgment of conviction dated 21.5.2025 passed by Sessions Judge, Shahjahanpur in Session Trial No. 409 of 2018, who has been convicted under Sections 307/34, 504, 506 I.P.C., and further have been awarded substantive sentence of three years rigorous imprisonment alongwith fine.

The applicants-convict were prosecuted through Case Crime No. 812 of 2014, under Sections 307/34, 504, 506 I.P.C., registered at Police Station Ramchandra Mishan, District Shahjahanpur.

Learned counsel for applicants submits that the judgment of conviction dated 21.5.2025 is not based upon the correct appreciation of evidence as material discrepancies in the prosecution case have been ignored by the trial court. Learned counsel submits that applicants have been sentenced for commission of different offences, who have been inflicted with a maximum sentence of rigorous imprisonment for three years under Section 307/34 I.P.C. alongwith fine. Learned counsel has drawn the attention of the Court to the order dated 27.5.2025 passed by Sessions Judge, Shahjahanpur to contend that the trial court after convicting the applicant had suspended their

sentence for a period of 45 days, to enable them to prefer the appeal. He prays for suspension of his sentence.

While opposing the prayer, learned AGA has not disputed the fact that the sentence imposed upon the applicants already stands suspended by the trial court vide order dated 27.5.2025.

After hearing the learned counsel for the parties and considering the above background, this Court is of the opinion that the appeal may not get mature for final hearing in near future, therefore, the concession of suspension of sentence deserves to be extended to the applicants-convict.

Resultantly, without meaning any expression of opinion on the merits of the appeal, the application is allowed and the order dated 27.5.2025 passed by the trial court suspending the sentence of the applicants-appellants is hereby made absolute.

(Manoj Bajaj,J.)

March 19, 2026
P.S.Parihar