



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.4498 OF 2025
(Arising out of SLP (Crl.) No. 11544 of 2025)

SANTOSH

APPELLANT(S)

VERSUS

THE STATE OF RAJASTHAN & ANR.

RESPONDENT(S)

O R D E R

1. Leave granted.

2. The appellant seeks leave to challenge the order dated 30.04.2025 passed by the High Court of Judicature for Rajasthan Bench at Jaipur in S.B. Crl. Misc. Suspension of Sentence Application No. 1804/2024 in S.B. Crl. Appeal No. 2697/2024 titled "*Santosh & Anr. vs. State of Rajasthan*" whereby the application for suspension of sentence and grant of bail has been dismissed.

3. The appellant has already suffered an incarceration for a period of 16 months (approximate) in connection with Sessions Case No. 29 of 2020 on the file of the Additional Sessions Judge, Sikrai, District Dausa.

4. We have noticed the nature of crime and the manner in which it was allegedly committed.

5. Having heard learned counsel for the parties, and perused the material placed on record, we are of the considered view that the appellant has made out case for interference with the impugned order dated 30.04.2025.

6. Considering the totality of circumstances and also the fact that the appellant has suffered an incarceration for a period of 16 months (approximate), we are inclined to suspend the sentence imposed by the Trial Court and grant bail to the appellant on such terms and conditions as may be fixed by the Trial Court, pending consideration of the appeal before the High Court. Ordered accordingly.

7. To comply with the order, the appellant shall be produced before the Trial Court forthwith.

8. Hearing in the appeal, pending before the High Court, expedited. Needless to add, appellant shall not misuse the liberty in any manner. He shall fully cooperate with the proceedings pending before the High Court. It shall be open for the High Court to take all steps, including the cancellation of bail, should the need so arise.

9. The impugned order dated 30.04.2025 passed by the High Court of Judicature for Rajasthan Bench at Jaipur

in S.B. CrI. Misc. Suspension of Sentence Application
No. 1804/2024 titled "*Santosh & Anr. vs. State of
Rajasthan*", shall stand set aside.

10. Accordingly, the appeal is allowed.

11. Pending application(s), if any, stands disposed
of.

.....J.
(SANJAY KAROL)

.....J.
(NONGMEIKAPAM KOTISWAR SINGH)

NEW DELHI;
14TH OCTOBER, 2025

ITEM NO.5

COURT NO.12

SECTION II-D

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (Crl.) No.11544/2025
[Arising out of impugned final judgment and order dated
30-04-2025 in SBCRMSOSA No. 1804/2024 in
S.B.Crl.A.No.2697/2024 passed by the High Court of
Judicature for Rajasthan at Jaipur]

SANTOSH

Petitioner(s)

VERSUS

STATE OF RAJASTHAN & ANR. Respondent(s)
(IA No. 185019/2025 - EXEMPTION FROM FILING O.T.)

Date : 14-10-2025 This matter was called on for hearing
today.

CORAM : HON'BLE MR. JUSTICE SANJAY KAROL
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Petitioner(s) : Mr. Namit Saxena, AOR

For Respondent(s) : Ms. Nidhi Jaswal, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. Leave granted.
2. The sentence imposed by the Trial Court is
suspended and bail is granted to the appellant on such
terms and conditions as may be fixed by the Trial
Court.
3. The appeal is allowed in terms of signed order.

(RAJNI MUKHI)

ASTT. REGISTRAR-cum-PS

(Signed order is placed on the file)

(ANU BHALLA)

COURT MASTER (NSH)