HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

D.B. Criminal Misc Suspension Of Sentence Application (Appeal) No. 177/2025

Manish Kumar S/o Viresh Kumar, Aged About 29 Years, R/o Ward No 10, Tehsil Bhadra,vpo.chhani Bari,5 Chn, Hanumangarh (Raj). (Presently Lodged At Central Jail, Bikaner)

----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor

----Respondent

For Petitioner(s)	:	Mr. Harshwardhan Singh Rathore
For Respondent(s)	:	Mr. C.S. Ojha, AGC

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI
HON'BLE JUSTICE CHANDRA SHEKHAR SHARMA

Order

29/01/2025

1. The present criminal misc. temporary suspension of sentence application has been filed on behalf of the accused appellant-applicant seeking permission to attend the last rites of his uncle, who expired on 19.01.2025.

2. Learned counsel for the appellant-applicant makes a limited prayer that the appellant-applicant may be permitted to attend the last rites of his uncle, Late Shri Sunil Kumar, for a period of two days i.e. 30.01.2025 and 31.01.2025, under police custody. He further submits that the accused appellant-applicant shall bear all expenses related to the police custody.

3. Learned Public Prosecutor has submitted a report dated 28.01.2025 verifying the death of the appellant's uncle.

4. On such limited submission and looking into the report submitted by learned Public Prosecutor, this Court deems it appropriate to allow the accused appellant-applicant to be released under custody for two days i.e. 30.01.2025 and 31.01.2025.

5. Accordingly, the criminal misc. suspension of sentence application is disposed of and it is ordered that appellant-Manish Kumar S/o Viresh Kumar shall be taken from the Central Jail, Bikaner under the custody of appropriate prison and Police Guard for attending the last rites of his uncle. The appellant shall be taken back to Central Jail, Bikaner under prison and police guard immediately after the expiry of two days i.e. 30.01.2025 and 31.01.2025. All necessary expenses in connection with the police guard/custody shall be borne by the appellant-Manish Kumar. .

6. List for compliance before this Court on 10.02.2025 to ensure compliance after return of appellant to judicial custody.

(CHANDRA SHEKHAR SHARMA),J (DR.PUSHPENDRA SINGH BHATI),J

74-Sudheer/-