



IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. _____ OF 2026
(@ SLP(CRL.) No. 18467/2026)

ALIAS

APPELLANT(S)

VERSUS

THE STATE OF RAJASTHAN & ANR.

RESPONDENT(S)

O R D E R

1. Leave granted.
2. We have heard the learned counsel appearing for the appellant, and the learned counsel appearing for the respondent(s).
3. The appellant has been convicted by the Trial Court for the offences punishable under Sections 451, 323, 504, 376(3) of the Indian Penal Code, 1860, Sections 5(L)/6 of the Protection of Children from Sexual Offences, 2012, Sections

67A, 67B of the Information Technology Act, 2000 and Sections 3(2)(v), 3(1)(r), 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 and sentenced to undergo life imprisonment.

4. Aggrieved by the same, the appellant preferred a criminal appeal against the conviction before the High Court. The appellant further filed an application seeking suspension of sentence during the pendency of the appeal, which was dismissed. Hence, the present appeal has been filed.
5. Learned counsel appearing for the appellant submits that the appellant has been under incarceration for more than 7.5 years and there are material discrepancies in the testimonies of prosecution witnesses.
6. Learned counsel appearing for the State submits that it is not correct to state that the appellant has undergone 7.5 years but actually he has undergone incarceration for a period of 6 years and 7 months.
7. Be that as it may, the appeal is of the year 2022 and the same is pending consideration

before the High Court.

8. Admittedly, the appellant has undergone incarceration for a period of 6 years and 7 months. On this ground alone, we are inclined to set aside the impugned order, and suspend the sentence of the appellant till the disposal of the criminal appeal pending before the High Court and grant bail to the appellant.
9. Accordingly, the impugned order stands set aside and the appellant's sentence stands suspended during the pendency of the appeal. The appellant shall be released on bail, subject to the terms and conditions to the satisfaction of the Trial Court.
10. The appeal is allowed, accordingly.
11. Pending application(s), if any, shall stand disposed of.

.....J .
[M.M. SUNDRESH]

.....J .
[PRASANNA B. VARALE]

NEW DELHI;
29th OCTOBER, 2026

ITEM NO.1

COURT NO.4

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(s) for Special Leave to Appeal (Crl.)
No(s). 18467/2026

[Arising out of impugned final judgment and order
dated 16-03-2026 in DBCRMSS0SA No. 2427/2024 passed
by the High Court of Judicature for Rajasthan at
]

ALIAS

Petitioner(s)

VERSUS

THE STATE OF RAJASTHAN & ANR. Respondent(s)

Date : 29-10-2026 This matter was called on for
hearing today.

CORAM : HON'BLE MR. JUSTICE M.M. SUNDRESH
HON'BLE MR. JUSTICE PRASANNA B. VARALE

For Petitioner(s) Mr. Chandrika Prasad Mishra- 3624, AOR
Mr. Bhupendra Singh, Adv.
Ms. Prashasti Singh, Adv.
Mr. Ankit Pandey, Adv.
Ms. Harshita Bhardwaj, Adv.
Ms. Swati Surbhi, Adv.
Ms. Anushree Yadav, Adv.

For Respondent(s) Mr. Divyank Panwar, Adv.
Mr. Saurabh Rajpal- 3577, AOR

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

Leave granted.

The appeal is allowed in terms of the signed order.

Pending application(s), if any, shall stand disposed

of.

(SWETA BALODI)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
ASSISTANT REGISTRAR

(Signed order is placed on the file)