

**IN THE COURT OF SHRI SANJAY SHARMA-I:
PRINCIPAL DISTRICT & SESSIONS JUDGE
NORTH EAST DISTRICT
KARKARDOOMA COURTS: DELHI**

SC No. 56/2022
State Vs. Devender & Ors.
FIR No. 67/2015
PS Khajuri Khas
Under Section 308/452/506/34 IPC
CNR No.: DLNE01-000712-2022

State	Versus	(1) Devender (2) Champa Joshi @ Neema W/o Devender Kumar Both R/o House No. 11, Gali No. 1, Sherpur Village, Delhi. (3) Narender <i>...(Since deceased and proceedings against him have already been abated vide order dt. 11.11.2021)</i>
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16.03.2026

ORDER ON SENTENCE

1. Vide judgment dated 10.03.2026, both the accused Devender and Neema @ Champa Joshi were hereby held guilty and convicted for the offence punishable under Section 308/452/34 IPC. However, they were acquitted for the offences punishable under Section 506/34 IPC.

2. Ld. Counsel for convicts has stated that convict Devender is aged about 39 years; he is sole bread earner of his family; he has the responsibility of his

entire family; there is no other criminal case pending against him nor he is wanted in any other case. Convict Neema @ Champa Joshi is aged about 35 years and there is no other criminal case pending against her nor she is wanted in any other case. Hence, it is prayed that a lenient view may be taken while awarding sentence.

3. Ld. Additional P.P. (Substitute) for the State has stated that convicts have been convicted for offence under Section 308/452/34 IPC as they had inflicted injury. It is stated that keeping in view the offence committed by the convicts, they do not deserve any leniency and exemplary sentence should be awarded to them.

4. I have considered the mitigating and aggravating circumstances as presented at Bar. The prosecution has failed to place on record any previous conviction against the convicts nor it is reported that they are wanted in any other case. Thus, it appears that they are first time offenders. It is also to be noted that the complainant and the convicts are real brothers/sister-in-law and the dispute took place regarding partition of the property of their father. Now both parties submit that they have resolved their dispute amicably and apologize for the mistake regarding the incident which took place in a spurt of a moment. They further submit that they would not indulge in any such incident in future.

5. An application has also been filed by the convicts under Section 4 of the Probation of Offenders Act with a prayer to release them on probation. In view of the aforesaid facts and circumstances as stated hereinabove, the

application is allowed and convicts are directed to be released on probation of good conduct for a period of two years from the date of this order on their furnishing a personal bond in the sum of Rs.10,000/- with one surety in the like amount each. They are directed to maintain peace and be of good character during this period failing which, they can be called upon by the Court to serve the substantive sentence.

6. Copy of order on sentence be provided to the convicts, free of cost. Copy of order be also sent to Ld. Secretary, DLSA, North East as well as Probation Officer.

File be consigned to the Record Room.

*ANNOUNCED IN OPEN COURT
ON 16th day of March, 2026*

**(SANJAY SHARMA-I)
PRINCIPAL DISTRICT & SESSIONS JUDGE
NORTH EAST DISTRICT
KARKARDOOMA COURTS, DELHI**