

37 Cr. Case 5826/2017

STATE Vs. PINTOO JHA 712/2017 (Mukherji Nagar)

10.07.2026

**ORDER ON SENTENCE**

Present : Ld. Substitute APP for State.  
Accused produced from JC.  
Sh. Mohit Kaushik, Ld. LADC for the accused.

Summons to the complainant received back with the report that he has expired.

Arguments on sentence heard.

It is submitted by Ld. LADC that the convict has learnt a lesson from the present incident and is remorseful for his act and prays for lenient view. He further submits that the convict has no source of income. It is prayed that a lenient view may be taken.

Per contra, Ld. APP for State vehemently opposes the same and prays that a compelling sentence be awarded since the convict is involved in multiple cases of similar nature. He further relies upon the previous involvement report to submit that the convict is a habitual offender and should be given maximum sentence for a deterrent effect.

Heard. Considered.

I have duly considered the facts of the present case, the role of the convict, his conduct through the trial, his previous criminal involvement and social condition of the convict. It is clear from the various previous criminal antecedents of the convict that the present offence was not a one off incident wherein the convict who was otherwise a law abiding citizen had lost his path and is thus remorseful of his conduct.

It has been established by the prosecution by way of a long, expensive trial that the convict house trespassed the residence of the complainant with the intention to commit theft and was caught red handed. Due

to the conduct of the accused, the complainant herein has suffered significant harassment and inconvenience which cannot be ignored only because the convict is stated to be financially weak, for the same is not an excuse for committing an offence against an innocent citizen.

In such circumstances, the convict Pintoo Jha is sentenced as follows:-

a) **The convict is sentenced to SI for the period of one year along with fine of Rs. 10,000/- for commission of the offence punishable under Section 451 & 380/511 IPC. The convict shall undergo further imprisonment of one month in case of failure to pay the above sentenced amount.**

**Period of detention undergone by the convict during the pendency of trial, to be set off against the above sentence of imprisonment.**

Copy of this order be given dasti to the convict free of cost. The convict has also been explained his right to file an appeal against the present conviction.

Note sheet in terms of the judgement of Hon'ble Supreme Court of India dated 23.10.2024 in Writ Petition no. WP (C) 1082/2020 titled Suhas Chakma vs. Union of India and Ors. and practice directions as issued by the Hon'ble Delhi High Court dated 10.12.2024 be annexed with the order.

Since nothing else survives, file be consigned to record room after due compliance.

(AMARDEEP KAUR)  
A.C.J.M. (North)/Rohini Courts  
Delhi/10.07.2026