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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 77/2026, CRL.M.A. 2149/2026, CRL.M.A. 2150/2026 &**
CRL.M.(BAIL) 139/2026

SAHEED

.....Appellant

Through: Mr. Dinesh Malik(DHCLSC), Mr.
Puneet Jain, Advs.

versus

STATE GOVT OF NCT OF DELHI

.....Respondent

Through: Mr. Ritesh Kr. Bahri, APP with Mr.
Lalit Luthra, Adv.
Insp. O.P. Thakur SHO Jamia and SI
Johny PS Uttam Nagar.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

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21.01.2026

1. This hearing has been done through hybrid mode.

CRL.M.A. 2149/2026 (for exemption)

2. Allowed, subject to all just exceptions. Application is disposed of.

CRL.M.A. 2150/2026 (for condonation of delay)

3. This is an application seeking condonation of delay in filing the appeal along with supporting affidavit.

4. For the reasons stated in the application, the delay is condoned.

5. The application is allowed and is disposed of accordingly.

CRL.A. 77/2026



6. The present appeal has been filed by the Appellant -Shaheed under Section 415(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 challenging the impugned judgement dated 30th October, 2025 and order on sentence dated 04th November, 2025, passed by Id. ASJ, (FTC)-02, West District, Tis Hazari Courts, Delhi in **Sessions Case No. 57690/2016** arising out of **FIR No. 340/15/2015** registered for offence punishable under Section 302 of the Indian Penal Code, 1860 (*hereinafter, 'IPC'*), at P.S Uttam Nagar, Delhi.

7. *Vide* the impugned judgment, the Appellant has been convicted for offence punishable under Section 302 of IPC and has been found guilty of the murder of his wife.

8. *Vide* the impugned order on sentence, the Appellant has been sentenced to life imprisonment and fine of Rs. 20,000/- has also been imposed, in the following terms:

*“12. Considering the overall facts and circumstances of the case, the convict Saheed S/o Mohd. Ummar is sentenced to imprisonment for life and fine of Rs.20,000/- for offence under Section 302 IPC. In default of payment of fine, the convict shall undergo Simple imprisonment for 06 months. **Fine not paid.**”*

9. Admit.

10. Issue Notice. Mr. Ritesh Kumar Bahri, Id. APP accepts notice on behalf of the State.

11. The Registry is directed to requisition the TCR and prepare the appeal paperbook with proper indexing, pagination and bookmarks expeditiously and provide digitized copies thereof to Id. Counsels appearing on behalf of the parties, upon request. Let the TCR be tagged along with this appeal by the next date of hearing.



12. Let the physical TCR be requisitioned to the Court on the next date of hearing by the Registry.

CRL.M.(BAIL) 139/2026 (for suspension of sentence)

13. The present application has been filed by the Appellant under Section 430 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking suspension of sentence and release of the Appellant on bail during the pendency of the present appeal.

14. Issue notice. Notice is accepted by Mr. Ritesh Kumar Bahri, Id. APP for the State.

15. Let the State file a status report/reply by the next date of hearing.

16. *Vide* the impugned order on sentence, the Court has observed that the present case is fit for compensation under Section 396 of BNSS, 2023, in the following terms:

“15. The victim in the present case was a woman, wife of the convict. She was a house wife and was working as a house maid in the house of PW-18/Mohd. Ismail. She has left behind two minor children Mohd. Fazil and Faizan. As stated by the convict himself both the children are in the custody of his in-laws i.e. the maternal grandparents and maternal uncle of the children.

16. Hence, for a better future of the children of the deceased, this court is of the considered opinion that this is a fit case to be referred for compensation under Section 396 BNSS (corresponding to Section 357-A 1PC) which shall be payable to the minor children of the deceased by the authority/DLSA, West under the Delhi Victims Compensation Scheme, 2018 as per rules. Id. Secretary DLSA, West is requested to look into the



matter to provide adequate compensation to the minor children of the deceased Jaibbon Nisha at the earliest.”

17. Issue notice to Secretary, Delhi Legal Service Authority (*hereinafter*, ‘DLSA’), West.
18. Let the DLSA file a status report as to the disbursement of the compensation.
19. Let the latest nominal roll along with any other relevant material in respect of the Appellant be placed on record by the concerned Jail Superintendent by the next date of hearing.
20. Let an affidavit be filed by the Appellant stating criminal antecedents of the Appellant by the next date of hearing.
21. Copy of this order be communicated to the concerned Jail Superintendent for necessary information and compliance.
22. Copy of this order be communicated to the Secretary, DLSA, West for necessary information and compliance.
23. List on 24th March, 2026.

PRATHIBA M. SINGH, J

MADHU JAIN, J

JANUARY 21, 2026*prg/sm*