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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL.A. 112/2026**

RUBY

.....Appellant

Through: Mr. Adit Subramaniam Pujari,
Advocate (through VC)

versus

STATE (NCT OF DELHI) & ANR.

.....Respondents

Through: Ms. Meenakshi Dahiya, APP for
State with Ms. Vanshika Singh and
Mr. Aditya Vikram Singh,
Advocates with SI Mohd. Salim
Khan, PS: Mandawali

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **30.01.2026**

Crl. M.A. No. 3232/2026 (for exemption)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

Crl. M.A. No. 3231/2026 (for condonation of delay)

3. By virtue of the present application, the appellant seeks condonation of a delay of 265 days in filing of the present appeal.
4. Issue notice.
5. Learned APP for the State accepts notice. He submits that she has no objection if the present application is allowed.
6. For the reasons stated in the present application, as also in view of the no objection given by the learned APP for the State, the present



application is allowed and the delay of 265 days in filing of the present appeal is hereby condoned.

7. As such, the application is disposed of.

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8. By virtue of the present appeal under *Section 415(2)* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (**BNSS**) [erstwhile *Section 374(2)* of the Code of Criminal Procedure, 1973 (**Cr.P.C**)], the appellant seeks to challenge the judgment on conviction dated 01.03.2025, as also the order on sentence dated 07.03.2025, passed by learned Additional Sessions Judge, Special Fast Track Court, East District, Karkardooma Courts, Delhi (**learned Trial Court**) in SC No.1680/2016 arising out of FIR No.696/2015 registered at PS: Mandawali under *Sections 376D/323/342/365/506/34* of the Indian Penal Code, 1860 (**IPC**), whereby she has been found guilty of the alleged offences and sentenced to undergo rigorous imprisonment for a period of *twenty years* alongwith a fine of Rs.50,000/-, in default whereof, to undergo simple imprisonment for a period of *two months* for offence under *Section 376D* of the IPC; to undergo rigorous imprisonment for a period of *seven years* alongwith a fine of Rs.50,000/- in default whereof, to undergo simple imprisonment for a period of *two months* for offence under *Section 365* of the IPC; to undergo rigorous imprisonment for a period of *one year* for offence under *Section 323* of the IPC; to undergo rigorous imprisonment for a period of *one year* for offence under *Section 342* of the IPC; and to undergo rigorous imprisonment for a period of *two years* for offence under *Section 506* of the IPC, all to run concurrently.

9. For the reasons stated therein, Admit.



10. Issue notice.
11. Learned APP for State accepts notice.
12. Let TCR be requisitioned in the digitised form from the learned Trial Court within a period of *four weeks*.
13. List this appeal in due course in the category of '*Regulars*' as per the year of its seniority.

Crl.M.(Bail) 212/2026 (*for suspension of sentence*)

14. By virtue of the present application under *Section 430* of the BNSS, the appellant seeks suspension of sentence and grant of bail during the pendency of the present appeal.
15. Learned counsel for the appellant submits that the appellant has already undergone a substantial period of sentence out of the total sentence awarded to her.
16. Issue notice.
17. Learned APP for the State accepts notice. He seeks, and is granted, a period of *four weeks* to file the Status Report precisely mentioning the period of sentence already undergone by the appellant out of the total sentence awarded to him.
18. Let the latest Nominal Roll of the appellant be also requisitioned from the concerned Jail Superintendent within the aforesaid period of *four weeks*.
19. Since the matter *inter alia* is under *Sections 376D* of the IPC, let an intimation under *Section 483(2)* of Bharatiya Nagarik Suraksha Sanhita, 2023 (**BNSS**) read with Delhi High Court Practice Directions dated 24.09.2019 in form Annexure-A attached to the Practice Directions be sent by the Investigating Officer to the complainant/prosecutrix/informant



informing her of the pendency of the present matter to enable her or her authorised signatory to be present in Court if they so desire, either through video conferencing or in Court. It is clarified that it is not compulsory for the prosecutrix to appear in person for the hearing.

20. Renotify on 24.03.2026.

SAURABH BANERJEE, J

JANUARY 30, 2026/So