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

+ **CRL.A. 223/2021**

RAJESH KUMAR

..... Appellant

Through

Mr. Santosh Pratap, Advocate.

versus

STATE OF NCT DELHI

..... Respondent

Through

Mr. Ashish Dutta, APP for the State
with S.I. Ashish Garg, P.S.:
Gokulpuri.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **17.12.2021**

CRL. M.(BAIL) 1308/2021 (Interim bail)

The present application under section 389 Cr.P.C. has been instituted by Rajesh Kumar, the appellant, seeking interim suspension of sentence on the ground that he has two minor children as also an aged mother, who is seriously ill; and that, apart from his younger sister Vaishali, aged about 21 years, there is no one else at home to look after them. It is also asseverated that the appellant has to arrange for the marriage of his younger sister.

Upon verification, a status report signed by Insp. Vijay Singh SHO/PS Gokulpuri, Delhi has been filed on 15.12.2021. A perusal of the said status report, in particular the Doctor's opinion rendered on 13.11.2021 (annexed as Annexure B/2 to the status report) reflects that Smt. Meena the appellant's 54-year old mother suffers from *peripheral neuropathy* and



acute bronchitis; however her condition is not so serious, and she has been placed on a daily routine treatment that does not require any surgical intervention. A further perusal of the medical reports *qua* Smt. Meena reflects that she had visited Dr. Ritu Eye Care Centre for some minor complaint of a foreign body sensation in her left eye, for which she was prescribed eye drops.

Having heard learned counsel appearing on behalf of the parties and having perused the medical opinion on record, we are of the view that neither good nor cogent grounds have been made-out by the appellant, as would warrant his release on interim suspension of sentence.

The application is accordingly dismissed, at this stage.

SIDDHARTH MRIDUL, J

ANUP JAIRAM BHAMBHANI, J

DECEMBER 17, 2021/ds

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