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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 167/2019**

HARNAM SINGH

..... Appellant

Through: Ms.Dolly Sharma, Advocate.
versus

STATE

..... Respondent

Through: Ms.Radhika Kolluru, APP for the
State with Inspector Ranbir Singh, PS
Subzi Mandi.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

% **12.05.2021**

1. The hearing has been conducted through Video Conferencing.

CRL.M.(BAIL) 299/2019 & CRL.M.(BAIL) 495/2021

2. CRL.M.(BAIL) 299/2019 is for regular suspension of sentence, which is pending before this Court when CRL.M.(BAIL) 495/2021 for interim suspension of sentence is moved. It is the submission of the learned counsel for the appellant both the applications be clubbed together so that the application for regular bail be also disposed of. Admittedly the appellant has undergone three years and seven months of RI for a maximum of seven years of RI awarded to him that is half of the sentence.

3. There was confusion in the nominal rolls of the appellant which shows the unexpired portion of the sentence as four years, four months and seventeen days despite serving sentence of three years and seven months. A reply has been filed by the Jail Superintendent in this regard stating *inter alia* the order on sentence does not clarify as to if the sentences were to run concurrently or consequently and as such the nominal rolls shows unexpired portion of the sentence as four years, four months and seventeen days.



4. Nevertheless the appellant has suffered half of the maximum sentence awarded to him and that the appeal would take some time to come on board for disposal and as such in the circumstances, the sentence of appellant herein is suspended till the pendency of the appeal on his executing a personal bond of Rs.20,000/- with one surety of like amount to the satisfaction of the learned Trial Court/Duty MM. The appellant is directed to furnish his contact details/address to the Investigating Officer and shall make video call to him in the first week of every month and shall keep his mobile location app open at all time.
5. The application(s), stand disposed of.
6. A copy of this order be communicated to the learned Trial Court/Jail Superintendent for information and compliance.

YOGESH KHANNA, J.

MAY 12, 2021

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