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

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CRL.A. 278/2020

SHAMBHU

..... Appellant

Through: Mr.Sumeet Verma, Advocate.

versus

STATE

..... Respondent

Through: Ms.Rajni Gupta, APP for State.

**CORAM:**

**HON'BLE MR. JUSTICE YOGESH KHANNA**

**ORDER**

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**23.06.2020**

1. The hearing has been conducted through video conferencing.

**CRL.M.A.8068/2020**

2. Exemption allowed, subject to all just exceptions.

3. The application stands disposed of.

**CRL.M.(BAIL)7481/2020**

4. This is an application for interim bail for two months on the ground the house of the appellant where his wife and two minor children are residing is in dilapidated condition and may come down any time in this rainy season and it needs repair.

5. The learned APP for the State submits it is a case of rape; the applicant is convicted for offence under Section 376(2) IPC and was sentenced RI for 30 years. The learned counsel for the applicant submits the victim turned hostile and she along with her mother had deposed the prosecutrix was more than 18 years of age at the time of offence. It is further submitted by him the learned Trial Court ignored the testimony of both and relied upon a school certificate which show



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the age of the prosecutrix to be eleven years at the time of offence, which fact is *per-se* wrong.

6. Nevertheless since this application is for interim bail. Let the status report be filed by the State within two weeks from today.

7. List on 20.07.2020.

**YOGESH KHANNA, J.**

**JUNE 23, 2020**

*M/DU*