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

+ CRL.A. 194/2021

KALICHARAN

..... Appellant

Through: Mr. Madhav Khurana and Ms.
Shaurya Singh, Advocates
(DHCLSC)

versus

STATE (GNCT OF DELHI)

..... Respondent

Through: Ms. Manjeet Arya, APP for State

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

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25.04.2024

Crl.M.A. 12393/2024 (for exemption)

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

CRL.M.(BAIL) 687/2024

1. The present appeal has been preferred by the appellant challenging the impugned judgment dated 10.12.2020 and order on sentence dated 16.12.2020 passed by learned trial Court in case SC No.44456/2015 in FIR No.1074/2014, for the offence punishable under Sections 302 IPC, registered at Police Station New Usmanpur, Delhi whereby appellant has been held guilty and sentenced to undergo sentence, *inter alia*, imprisonment for life.



2. Vide this application, the appellant is seeking suspension of sentence during the pendency of the appeal.
3. The learned APP for State has opposed the present application by submitting that there are serious allegations against the appellant, therefore, the present application deserves to be dismissed.
4. As per nominal roll dated 19.04.2024, the appellant has undergone sentence for 8 years 11 months 9 days and has earned remission of 1 year 1 month 9 days on 18.04.2024. Thus, as on date he has undergone 10 years in incarceration.
5. Keeping in view the aforesaid facts and the fact that the present appeal is of the year 2021 and also that there are old appeals pending before us and the hearing of present appeal shall take substantial time, accordingly, we hereby suspend the sentence of the appellant during the pendency of the appeal. The appellant be released on bail, if not required in any other case, on his furnishing a bail bond of Rs.10,000/- with one surety of like amount to the satisfaction of learned trial Court concerned.
6. Copy of order be transmitted to the learned trial Court and to the concerned jail authorities for compliance.
7. Application stands disposed of.

SURESH KUMAR KAIT, J

MANOJ JAIN, J

APRIL 25, 2024/rk