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

+ **CRL.A. 516/2020**

NEELU

..... Appellant

Through: Mr Amit Khatana, Advocate.

versus

STATE

..... Respondent

Through: Mr Ravi Nayak, APP for State with
SI Navdeep, PS Nabi Karim.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

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21.10.2020

[Hearing held through videoconferencing]

CRL.M.A. 14597/2020

1. Allowed, subject to all just exceptions.

CRL.A. 516/2020

2. Admit.

3. List for hearing on 24.11.2020.

4. The Registry is directed to requisition the Trial Court Record and place a digitised and bookmarked copy of the same on record before the next date of hearing.

CRL.M.(BAIL) 8190/2020

5. This is an application for suspension of sentence.

6. The appellant has been convicted of an offence punishable under Sections 326A and 341 of the IPC. He was sentenced to serve rigorous



imprisonment for a period of twenty years with a fine of ₹10 lakhs, for committing an offence punishable under Section 326A of the IPC.

7. A plain reading of the impugned judgment indicates that the injured had identified the appellant and testified that he had thrown acid on them. The plastic bottle in which the appellant had allegedly brought the acid from his house was also recovered and was analysed by experts. The report of the Chemical Analysis established that it contained hydrochloride acid.

8. Mr Khatana, learned counsel appearing for the appellant submits that the prosecution had not lifted any finger prints from the plastic bottle and this raises a doubt as to the case set up by the prosecution.

9. *Prima facie*, the aforesaid contention is unmerited as the testimonies of the injured witnesses are admittedly unambiguous. It is well settled that the testimony of an injured witness has to be given very high weightage and the same cannot be rejected unless there are good reason for doing so.

10. In view of the above, this Court finds no reason to allow the present application. The same is, accordingly, dismissed.

VIBHU BAKHRU, J

OCTOBER 21, 2020
MK