

\$~2

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

+ CRL.REV.P. 735/2019

SUNIL KUMAR & ORS.

..... Petitioners

Through: Mr. Prem Ganganiya, Adv. with
petitioners in person

versus

STATE

..... Respondent

Through: Mr.Tarang Shrivastava, APP for State
with ASI Mahendra Singh, PS – Nand
Nagri

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

ORDER

% **12.09.2019**

CRL.M.Bs. 1223-27/2019 (filed on behalf of petitioner Nos. 1 to 5, respectively, seeking suspension of sentence)

Vide the present applications, the applicants/ petitioners seek suspension of sentence granted by the Trial Court vide order on sentence dated 20.03.2018, whereby the petitioners except petitioner No. 2 (Pushpa) have been convicted under Sections 325/326/323/34 IPC and sentenced to undergo SI for a period of 1 year, 1 year and 1 month for the offence punishable under Sections 325/326/323 IPC, respectively and directed to pay compensation of Rs.60,000/- to the injured Jagdish, Rs.40,000/- to the injured Shakuntala, Rs.40,000/- to the injured Kiran and Rs.20,000/- to the injured Raj Kumar, to be paid equally by all the petitioners except Pushpa and in default to further undergo 3 months simple imprisonment. Convict

Pushpa was sentenced to undergo SI for 6 months for offence u/s 325 IPC and SI for 6 months for offence u/s 326 IPC and SI for 1 month for offence u/s 323 of IPC.

It is submitted that the petitioners have already undergone 3 months and this Court granted the bail to the petitioners till today i.e. 12.09.2019 vide order dated 29.07.2019.

Taking into account the quantum of sentence imposed upon the petitioners and the hearing of the revision petition shall take substantial time, this Court is inclined to suspend the sentence of the petitioners during the pendency of the revision petition.

Keeping in view the facts recorded above, I hereby suspend the sentence of the petitioners. Consequently, they shall be released on the bail on the same terms and conditions as were imposed vide order dated 29.07.2019.

The applications stand disposed of.

Copy of this order be transmitted to the Jail Superintendent and the Trial Court concerned for compliance.

CRL.REV.P. 735/2019

Renotify for final hearing on 20.11.2019.

Order *dasti*, under the signatures of Court Master.

SURESH KUMAR KAIT, J

SEPTEMBER 12, 2019/*PB*