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

+ CRL.A. 539/2020

KULDEEP SINGH SENGAR

.....Appellant

Through: Mr. Amit Kumar Thakur, Mr. Kanhaiya Singhal, Mr. Vedansh Vashisth, Ms. Aishwarya Sengar, Ms. Anushruti Tripathi, Mr. Prasana, Mr. Ajay Kumar, Ms. Ankita Makan, Mr. Rishabh Bhardwaj, Mr. Aaditya Saraf, Mr. Pulkit Jolly, Mr. Abhishek Prakash and Mr. Binwant, Advs.

versus

CENTRAL BUREAU OF INVESTIGATIONRespondent

Through: Mr. Ravi Sharma, SPP for CBI with Mr. Swapnil Choudhary, Mr. Ishann Bhardwaj, Mr. Sagar and Ms. Madhulika Rai Sharma, Advs. Mr. Sanawar, Mr. Kshitij Singh and Ms. Nujhat, Advs. for complainant.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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03.02.2025

CRL.M.(BAIL) 2050/2024 (suspension of sentence)

1. The present application has been filed under Section 430 read with Section 528 BNSS read with Section 389(3) CrPC seeking suspension of sentence.
2. The arguments in the present application are being heard.
3. However, today Mr. A.K. Thakur, the learned counsel for the



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appellant submits that for the time being he is confining his prayer for interim suspension of sentence on the ground that the appellant has to undergo Cataract surgery at AIIMS Delhi on 04.02.2025.

4. He submits that in another appeal which has been preferred by the present appellant being CRL.A. 53/2020, the Hon'ble Division Bench has suspended the sentence of the appellant for a period of two days to enable the appellant to undergo cataract surgery on 04.02.2025 with a direction that the appellant will surrender on 05.02.2025.

5. He submits that in case the suspension in the present appeal is not suspended, the appellant will not be able to avail the benefit of the suspension of sentence so granted by the Hon'ble Division Bench in CRL.A. 53/2020. Accordingly, he urges the Court to suspend the sentence of the appellant only for a period of two days to enable him to undergo the Cataract surgery on 04.02.2025.

6. He submits that similar relief was granted to the appellant by this Court *vide* order dated 22.01.2025, however, the surgery could not take place and the appellant, as directed, had surrendered on 24.01.2025.

7. The prayer is not opposed by the learned SPP for the respondent/CBI.

8. In view of the above, the appellant is granted interim suspension of sentence in the present case, subject to his furnishing a personal bond in the sum of Rs.50,000/- along with one surety of the like amount to the satisfaction of the concerned Jail Superintendent and further subject to the conditions as stated in order dated 03.02.2025 passed in Crl. A. 53/2020.

9. List on 18.02.2025.

10. Copy of the order be forwarded to the concerned Jail Superintendent for necessary compliance and information.



11. Order *dasti* under signatures of the Court Master.
12. Order be uploaded on the website of this Court.

VIKAS MAHAJAN, J

FEBRUARY 3, 2025/dss