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

+ **CRL.A. 539/2020**

KULDEEP SINGH SENGHER

.....Appellant

Through: Mr. Manish Vashisht, Sr. Adv. with
Mr. Vedansh Vashisht and Mr.
Swapan Singhal, Advs.
Mr. Naveen Kr. Mishra and Mr.
Kanhaiya Singhal, Adv.

versus

CENTRAL BUREAU OF INVESTIGATIONRespondent

Through: Mr. Ravi Sharma, SPP with Mr.
Ishann Bhardwaj, Mr. Swapnil
Choudhary, Mr. Shivam Mishra and
Ms. Madhulika Sharma, Advs.
Mr. Sanawar, Mr. Kshitiz Singh and
Ms. Nujhat Naseem, Advs. for the
complainant.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **21.08.2025**

CRL.M.(BAIL) 2050/2024 FOR SUSPENSION OF SENTENCE

1. Mr. Vashisht, learned senior counsel for the appellant submits that this Court being the Roster Bench for hearing cases relating to MP/MLAs has to consider the present application for suspension of sentence. He produces the list of Roster details for the period 01.07.2024 to 12.08.2025 for the consideration of the Court.
2. As per the said chart, in June 2024, the Bench which decided the



previous application for suspension of sentence was holding the present Roster of cases relating to MP/MLAs.

3. The stand of CBI is also that the present Bench being the Roster Bench dealing with cases relating to MP/MLAs should deal with the present application for suspension of sentence of the appellant.

4. The Court has considered the judgment of the Supreme Court in the case of *State of Maharashtra vs. Captain Buddhikota Subha Rao*, 1989 Supp (2) Supreme Court Cases 605. In that particular matter, there was only a gap of two days between filing of the successive bail applications and under such circumstance, it was directed that proper course is to direct that the matter be placed before the same learned Judge who disposed of the earlier application.

5. However, in the present case, the previous application for suspension of sentence was dismissed on 07.06.2024 while the present application under consideration was filed on 30.11.2024 i.e. after a gap of almost six months. Moreover, considering the fact that the present Roster is dealing with the cases under MP/MLAs, and this being one such case, in the opinion of the Court, the application is to be dealt with by this Court.

6. Arguments concluded by learned counsel appearing for CBI.

7. Accommodation is requested on behalf of complainant on the ground that Mr. Mehmood Pracha, learned counsel is held up before Chattisgarh High Court.

8. List on 15.09.2025.

RAVINDER DUDEJA, J

AUGUST 21, 2025/ib/na