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

+ **CRL.A. 881/2025**

ARUN YADAV

.....Appellant

Through: Mr. Himanshu Anand Gupta (DHCLSC), Mr. Shekhar Anand Gupta, Ms. Navneet Kaur, Mr. Naunidh Singh Arora, Mr. Sidharth Barua, Mr. Anvesh Verma, Mr. Mike Desai, Advocates.

versus

STATE NCT OF DELHI

.....Respondent

Through: Mr. Aashneet Singh, APP for the State with SI Ritu, PS-Shalimar Bagh.

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

HON'BLE MR. JUSTICE HARISH VAIDYANATHAN

SHANKAR

ORDER

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11.07.2025

CRL.M.A. 18700/2025 (Ex.)

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

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3. The present appeal, under Section 415 (2) read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, has been filed by the Appellant challenging the Judgment of Conviction dated 24.03.2025 and the Order on Sentence dated 08.04.2025, passed by the learned Additional Sessions Judge-01, Protection of Children from Sexual Offences Act, 2012 [“POCSO”], North West District, Rohini Court, Delhi, in Sessions Case bearing no. 224/2018 arising out of FIR No.



594/2017 registered at Police Station Shalimar Bagh, Delhi, for offences punishable under Sections 323/363/366/34/376D of the Indian Penal Code, 1860 [“**IPC**”] and Section 5(g) punishable under Section 6 of the POCSO Act.

4. *Vide* Order on Sentence dated 08.04.2025, the Appellant has been sentenced to undergo Imprisonment for Life along with a fine of Rs. 20,000/- for commission of the offence punishable under Section 376D of the IPC; in default of payment of fine, the Appellant shall further undergo Simple Imprisonment for a period of one year. The Appellant has further been sentenced to undergo Rigorous Imprisonment for a period of 10 years along with a fine of Rs. 10,000/- for commission of the offence punishable under Section 366/34 of the IPC; in default of payment of fine, the Appellant shall further undergo Simple Imprisonment for a period of six months. Further, the Appellant has been sentenced to undergo Rigorous Imprisonment for a period of one year along with a fine of Rs. 1,000/- for commission of the offence punishable under Section 323/34 of the IPC; in default of payment of fine, the Appellant shall further undergo Simple Imprisonment for a period of fifteen days. The benefit of Section 428 of the Code of Criminal Procedure, 1973 has been conferred upon the convict.

5. Admit.

6. The Registry is directed to requisition the Trial Court Record [“**TCR**”]. Upon receiving the TCR, let the paperbook be prepared with proper indexing, pagination and bookmarks. The digitized copies thereof be provided to the learned counsels appearing on behalf of the parties.

7. List in due course.



CRL.M.(BAIL) 1382/2025 (For suspension of sentence)

8. The present application has been filed on behalf of the Appellant under Section 430 and 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 [“BNSS”], seeking suspension of the sentence till the final disposal of the present appeal.
9. Issue notice.
10. Learned APP for the State accepts notice and seeks time to file a reply/Status Report. Let the same be filed before the next date of hearing.
11. Let a copy of the Nominal Roll be requisitioned from the concerned Jail Authority.
12. List on 18.09.2025.
13. A copy of this Order be communicated to the concerned Jail Superintendent for necessary information and compliance.

SUBRAMONIUM PRASAD, J.

HARISH VAIDYANATHAN SHANKAR, J.

JULY 11, 2025/nd/va/kr