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

+ **CRL.A. 724/2024**

CHHOTU

.....Appellant

Through: Mr. Chetan Bhardwaj and Ms. Priyal
Bhardwaj, Advocates

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Ajay Vikram Singh, APP for the
State with SI Lal Chand and SI
Vikram Kumar, P.S. S.B. Dairy.

CORAM:

HON'BLE MS. JUSTICE CHANDRASEKHARAN SUDHA

ORDER

22.05.2026

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CRL.M.(BAIL) 572/2026

1. This application under Section 430 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 has been filed on behalf of the sole accused in Sessions Case No. 101/2019 on the file of Principal District and Sessions Judge, North District Rohini Courts, Delhi, seeking suspension of sentence during pendency of the appeal. As per the impugned judgment, the appellant/ accused has been found guilty of the offences punishable under Section 308



of the Indian Penal Code, 1860 (IPC). *Vide* order on sentence dated 25.07.2024, the appellant/ accused has been sentenced to rigorous imprisonment for a period of 5 years and fine of ₹10,000/- and in default of payment of fine, to simple imprisonment for 60 days.

2. It is submitted by the learned counsel for the appellant/ accused that out of 5 years, he has served nearly 2 years. Therefore, the sentence of the appellant/accused is liable to be suspended.

3. The application is opposed by the learned Additional Public Prosecutor for the respondent/ State who draws my attention to the earlier order of this court dated 22.05.2025.

4. Heard both sides.

5. This Court *vide* order dated 22.05.2025 had dismissed the application for regular suspension of sentence on merits. No change in circumstance after the said order has been shown.

6. Hence, the application seeking suspension of sentence is



dismissed.

7. However, as the learned counsel for the appellant submits that out of the sentence of 5 years, the appellant has already served nearly 2 years, the hearing of the appeal can be expedited.

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8. List for hearing on 24.08.2026.

CHANDRASEKHARAN SUDHA, J

MAY 22, 2026

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