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

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CRL.A. 342/2012 & CRL.M.A. 8073/2024, CRL.M.A. 32957/2024,  
CRL.M.A. 36578/2024 & CRL.M.A. 36579/2024

**SARJEEVAN MITTAL & SANJEEVAN MITTAL .....Appellant**

Through: Mr. Jitender Kumar Dhingra and Mr.  
Salim Malik, Advocates with  
Appellant in-person.

versus

**STATE GOVT. OF NCT OF DELHI**

.....Respondent

Through: Mr. Utkarsh, APP for the State.

**CORAM:**

**HON'BLE MR. JUSTICE VIKAS MAHAJAN**

**ORDER**

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**05.12.2024**

**CRL.M.A. 32956/2024 (under Section 430 of Bharatiya Nagarik  
Suraksha Sanhita (BNSS), 2023 on behalf of the Appellant/Applicant  
seeking stay on conviction)**

1. Learned counsel appearing on behalf of the Appellant/Applicant submits that the Applicant has been convicted under Sections 473/468/471/120B IPC.
2. He submits that said conviction has been challenged by preferring the present appeal and it is pending adjudication since 2012.
3. He further submits that during pendency of the present appeal the appellant has been served with a show cause notice dated 16.10.2024 by his employer under Rule 19 of CCS (CCA Rules), 1965 proposing to impose a punishment of compulsorily retirement.
4. He submits that though the judgment of conviction and sentence is of the year 2012, however, the show cause notice has been given only on



16.10.2024. Also pursuant to the said show cause notice, an order of compulsorily retirement dated 19.11.2024 has been passed, particularly when the appellant is about to retire on 31.05.2025.

5. Thus, a prayer has been made to stay the conviction. Having regard to the urgency articulated in the present application, list for hearing on 30.01.2025 at top of the board.

6. The petitioner is at liberty to bring a short note of his submissions along with the judgments he seeks to rely upon.

**VIKAS MAHAJAN, J**

**DECEMBER 5, 2024**

SC