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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 780/2024 CRL.M.(BAIL) 1414/2024**
SURENDER & ANR.Appellants
Through: Mr. Jagat Singh Baasta and Mr.
Nishant Choudhary, Advocates.
versus

STATE OF NCT OF DELHIRespondent
Through: Mr. Pradeep Gahalot, APP for State
with SI Hamid Khan, PS: Badarpur.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
% **23.08.2024**

CRL.M.A. 25236/2024 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application is disposed of.

CRL.A. 780/2024

1. This appeal has been filed assailing the judgment of conviction dated 29th April, 2024 and order on sentence dated 19th July, 2024 in proceedings emanating out of an FIR 499/2015 PS Badarpur under Sections 376(2) (n), 342, 506/34 IPC and 6 and 17 of POCSO Act.
2. Admit.
3. Trial Court Record be also requisitioned and placed on record. Digital copy of the same be supplied to the counsels for the parties, if so requested.

CRL.M. BAIL. 1414/2024

1. This application has been filed for suspending the sentence of the



appellant Surender till the disposal of the appeal.

2. Issue notice.
3. Notice is accepted by APP for State.
4. Status report be filed before the next date of hearing.
5. Latest Nominal Roll be called for from the concerned Jail Superintendent and be placed on record well before the next date of hearing.
6. Another application is also moved for suspension of sentence of appellant no.2/ accused no.2 Mohini, though it is not numbered.
7. Registry may number the application for suspension of sentence of appellant no.2 separately from that of appellant no.1.
8. Counsel for appellant states that the accused no.2/appellant no.2 Mohini was taken into custody on 19th July, 2024 but is five months pregnant and he pleads for suspension of sentence for her.
9. In the meantime, verification of her medical status be requisitioned from the Jail Superintendent/ Medical Officer and a report be placed on record before the next date of hearing.
10. Considering the nature of the offence, the Investigating Officer will inform the guardian of the victim in writing regarding pendency of the present matter to enable them to be present in Court, personally or through counsel if they so desire. It is clarified that it is not compulsory for the prosecutrix/complainant to appear in person.
11. List on 02nd September, 2024.
12. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 23, 2024/RK