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

+ **CRL.A. 967/2025 & CRL.M.(BAIL) 1493/2025**

MOHD AYUB

.....Appellant

Through: Mr. B. Badrinath (DHCLSC) and Mr.
Dhruv Bhardwaj, Adv.

versus

STATE NCT OF DELHI

.....Respondent

Through: Mr. Pranay Mohangovil Sr. Standing
counsel with Ms. Priya Katare, Adv.
for R-1,3 to 6.
Mr. Aashneet singh, APP for state

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+ **CRL.A. 1110/2025 & CRL.M.(BAIL) 1682/2025**

IMRAN

.....Appellant

Through: Mr. Amitej Kumar Nagar, Adv.
versus

STATE NCT OF DELHI

.....Respondent

Through: Mr. Aashneet singh, APP for state

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

% **24.03.2026**

1. This hearing has been done through hybrid mode.
2. The instant appeals have been preferred by the Appellants challenging the Judgment on Conviction dated 31st January, 2025 and the Order on Sentence dated 10th March, 2025 passed by the Id. Additional Sessions Judge (POCSO) - 02, West District, Tis Hazari Court, Delhi, in **S.C. No. 494/2017**



arising out of **FIR No. 405/2017**.

3. Today, the Court has heard the submissions on applications for suspension of sentence during pendency of the appeals.

4. The incident in this case involves a 14 year old victim who has alleged that she was raped by both the Appellants.

5. The Id. Trial Court, vide the Judgment on Conviction dated 31st January, 2025 and the Order on Sentence dated 10th March, 2025, has convicted the Appellant– Mohd. Ayub under Sections 363/376D/506/34 Indian Penal Code, 1860 and Section 6 of the Protection Of Children from Sexual Offences Act, 2012. Further, the Appellant– Imran has been connected under Sections 376D/506/34 Indian Penal Code, 1860 and Section 6 of the Protection Of Children from Sexual Offences Act, 2012. Thus, both the Appellants have been sentenced to undergo rigorous imprisonment for the remainder of their natural life.

6. Today, while considering the applications for suspension of sentence, the Court has perused the testimony of the Prosecutrix, as also the FSL report ([Ex.PW-13A](#)), the result of which is as under:

RESULT

DNA profile generated from the source of exhibit '4' (Blood sample of accused Imran Makshod) accounted in the DNA profile generated from the source of exhibit ('1e & '1f') (Cotton wool swabs slides of prosecutrix) and exhibit '2' (Clothes of prosecutrix).

7. The submission on behalf of Mohd. Ayub one of the Appellants is that there is no biological evidence supporting the allegations of rape of the Prosecutrix by the Appellant.

8. The Id. Counsel for the Prosecutrix submits that he wishes to obtain the



copy of TCR and paper book. Let him do so within a period of one week.

9. List on 22nd April, 2026 in the '*Supplementary List*'.

PRATHIBA M. SINGH, J.

MADHU JAIN, J.

MARCH 24, 2026/prg/ss