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

+ CRL.A. 1212/2025

BISWAJEET SASMAL

.....Appellant

Through: Ms. Sunita Arora, (DHCLSC)
Advocate.

versus

THE STATE NCT OF DELHI

.....Respondent

Through: Mr. Utkarsh, APP for the State with
SI Kavya, P.S. Sarai Rohilla
Mr. Sanjeev Kumar, Advocate for
Victim along with Mother of the
Victim.

CORAM:

HON'BLE MS. JUSTICE CHANDRASEKHARAN SUDHA

ORDER

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25.02.2026

CRL.M.(BAIL) 1815/2025

1. This is an application seeking suspension of sentence by the sole accused in S.C.No.230/2021 on the file of the Additional Sessions Judge (Central) Special Court under the Protection of Children from Sexual Offences Act, 2012 (the PoCSO Act), Tis Hazari Courts, Delhi. *Vide* the impugned judgment dated 04.06.2025, the accused has been convicted for the offences



punishable under Sections 323, 354, 354A, 354C, and 509 of the Indian Penal Code, 1860 (the IPC), and Sections 10 and 12 of the PoCSO Act for which varying terms of imprisonment has been imposed. The sentences have been directed to run concurrently. Therefore, the maximum period of imprisonment that the appellant/accused will have to undergo is for a period of 5 years. The benefit of Section 428 Cr.P.C. has been granted to the accused.

2. The learned counsel for the appellant submits that out of the period of five years, he has served nearly one year.

3. The learned Additional Public Prosecutor submits that the appellant has no criminal antecedents.

4. Heard both sides.

5. The appeal is of the year 2025 and so there is no possibility of the appeal being heard in the near future. Moreover, the sentence is of only for a period of five years and therefore, the sentence is suspended during the pendency of the appeal on



execution of a personal bond of ₹15,000/- with two solvent sureties for the like amount each to the satisfaction of the trial court, subject to the following conditions:-

(i) The appellant shall not commit any offence(s) while on bail.

(ii) The appellant shall provide his mobile number and residential address to the Station House Officer (SHO) concerned, on which he shall remain available. In case of change of mobile number or residential address, the appellant shall promptly inform the SHO concerned as well as this Court.

(iii) The appellant shall not directly/indirectly contact the victim or any of the other prosecution witnesses.

(iv) The appellant shall appear before the Court as and when directed.

(v) The appellant is directed to appear before the SHO concerned on the second saturday of every month between



10.00 A.M. and 12.00 Noon until further orders.

(vi) Needless to say, in the event of violation of any of the aforementioned condition(s), the suspension of sentence granted shall forthwith stand cancelled.

6. With the above directions, the application is disposed of.

7. A copy of this order be communicated electronically to the Jail Superintendent concerned for information and compliance.

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8. List for hearing on 29.10.2026.

CHANDRASEKHARAN SUDHA, J

FEBRUARY 25, 2026/mj