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

+ **CRL.A. 1316/2025**

AAKASH @ SALIM

.....Appellant

Through: Mr. Laksh Khanna, Ms. Diksha Suri
and Ms. Riya Jain, Advocates
(DHCLSC).

versus

STATE (NCT OF DELHI)

.....Respondent

Through: Mr. Pradeep Gahalot, APP for State
with SI Ekta, PS – IGI Airport and SI
Johnny Kumar, PS – Uttam Nagar.
Ms. Inderjeet Sidhu and Ms. Devyani
Singh, Advocates.
Mr. B. Badrinath, Advocate.

CORAM:

HON'BLE MS. JUSTICE CHANDRASEKHARAN SUDHA

ORDER

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05.02.2026

CRL.M.(BAIL) 1972/2025

1. This application under Section 430 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, has been filed on behalf of the accused in Sessions Case No. 954 of 2019 on the file of Additional Sessions Judge (FTSC) (POCSO)-01, Dwarka Courts, New Delhi, seeking suspension of sentence during the



pendency of the appeal. The appellant has been found guilty of the offence punishable under Section 10 of the Protection of Children from Sexual Offences, 2012 (the PoCSO Act), read with Section 9(m) of the PoCSO Act. *Vide* order dated 05.06.2025, the appellant has been sentenced to rigorous imprisonment for a period of five years and fine of ₹1,000/- for the aforesaid offence. The benefit under Section 428 of the Code of Criminal Procedure, 1973 has been extended to the appellant.

2. It is submitted by the learned Additional Public Prosecutor that the appellant has no criminal antecedents.

3. It is seen from the records that out of the five-year sentence, the appellant/accused has served a period of 10 months. Since this appeal is of the year 2025, there is no possibility of the appeal being heard in the near future.

4. Hence, the sentence imposed upon the appellant/accused is suspended during the pendency of the appeal on executing 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 and shall appear before this Court as and when directed.
- (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 his mobile number or residential address, the appellant shall promptly inform the SHO concerned as well as this Court.
- (iii) The appellant shall not in any way contact the victim or relatives of the victim.
- (iv) Needless to say, in the event of violation of any of the aforementioned condition(s), the suspension of sentence granted shall forthwith stand cancelled.

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



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

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7. The learned counsel for the DSLSA submits that the compensation as ordered by the trial court has been disbursed to the victim in this case. He, therefore, seeks discharge from the present case.

8. The learned counsel for the DSLSA stands discharged.

9. List for hearing on 05.10.2026.

10. The Registry is directed to requisition the digitized copy of TCR, properly bookmarked before the next date of hearing.

CHANDRASEKHARAN SUDHA, J

FEBRUARY 5, 2026
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