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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 1384/2025**

ASHISH

.....Appellant

Through: Ms. Jahanvi Worah, Adv.

versus

STATE GNCT OF DELHI
& ANR.

.....Respondents

Through: Mr. Sunil Kumar Gautam,
APP for the State
SI Roveine, PS- Shakarpur

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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10.10.2025

**CRL.A. 1384/2025 & CRL.M.(BAIL) 2019/2025 (for
suspension of sentence)**

1. The present appeal is filed challenging the judgment dated 05.08.2025 (hereafter '**impugned judgment**') and the order on sentence dated 20.08.2025 (hereafter '**impugned order on sentence**'), passed by the learned Trial Court, in SC No. 1081/2022 arising out of FIR No. 341/2022, registered at Police Station Shakarpur.
2. By the impugned judgment, the appellant was convicted for offences under Sections 376/323/506/509 of the Indian Penal Code, 1860 ('**IPC**').
3. By the impugned order on sentence, the appellant was sentenced to undergo rigorous imprisonment for a period of fifteen years and to pay fine of ₹1,00,000/- for the offence under Section 376 of the IPC, and in default of payment of fine, to undergo simple imprisonment for a period three months; to undergo rigorous imprisonment for a period of one year for the



offence under Section 323 of the IPC; to undergo rigorous imprisonment for a period of two years for the offence under Section 506 of the IPC; and to undergo simple imprisonment for a period of three years for the offence under Section 509 of the IPC. All the sentences were directed to run concurrently.

4. List on 01.12.2025.

CRL.M. (BAIL) 2020 /2025 (for interim suspension of sentence)

5. The present application is filed seeking interim suspension of the impugned order on sentence of the appellant on the ground of medical illness of the appellant's mother.

6. The status report is handed over in Court today and the same is taken on record.

7. The report indicates that the mother of the appellant is currently admitted in All India Institute of Medical Sciences and she is undergoing extensive treatment for chronic kidney disease with acute kidney injury. It is mentioned that the appellant's mother also suffers from other ailments, including, Fungal Urinary Tract Infection and sepsis.

8. It is stated that there is no one in the appellant's family except his father, who is 75 years of age.

9. In view of the above, purely on humanitarian grounds, the impugned order on sentence is suspended for a period of two weeks and the appellant is directed to be released on furnishing a personal bond for a sum of ₹20,000/- with two sureties of the like amount, subject to the satisfaction of the concerned Jail Superintendent, on the following conditions:

- a. The appellant shall not directly or indirectly make any inducement, threat or promise to any person acquainted



with the facts of the case or contact the victim or her family members, in any manner whatsoever.

- b. The appellant shall provide the address where he would be residing after his release, which shall not be within 5 km radius of the residence of the victim, and he shall also not change the address without informing the concerned IO/ SHO;
 - c. The appellant shall, upon his release, give his mobile number to the concerned IO/SHO and shall keep his mobile phone switched on at all times;
 - d. The appellant shall, under no circumstances, leave the boundaries of the country.
10. The appellant shall positively surrender before the concerned Jail Superintendent upon the expiry of the period of interim suspension of sentence.
11. The present application is allowed in the aforesaid terms.

AMIT MAHAJAN, J

OCTOBER 10, 2025

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