



\$~27

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

+ **CRL.A. 1664/2025 & CRL.M.(BAIL) 2421/2025**

JAI PRAKASH @ SUNNY

.....Appellant

Through: Mr. Amjad Khan and Mr. Sumit
Kumar, Advs.

versus

STATE GOVT. OF NCT OF DELHI

.....Respondent

Through: Mr. Yudhvir Singh Chauhan, APP
with Insp. Neeraj Kumar, PS Anand
Parbat.

CORAM:

HON'BLE MR. JUSTICE VIVEK CHAUDHARY

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER

%

08.12.2025

CRL.M.A. 36449/2025 (seeking exemption)

1. Allowed, subject to all just exceptions.
2. Accordingly, the present application stands disposed of.

CRL.A. 1664/2025

3. The present appeal has been filed under Section 415(2) of the *Bharatiya Nagarik Suraksha Sanhita, 2023* ("BNSS") assailing the Judgment dated 04.11.2025 and Order on Sentence dated 10.11.2025 passed by learned Trial Court in Session Case No. 56193/2016 pertaining to FIR No. 482/2015, under Section 302/34 and 307 IPC, registered at Police Station Anand Parbat, Delhi.
4. Learned counsel for the appellant submits that *vide* Judgment dated 04.11.2025, the appellant has been convicted under Section 302 and 308 IPC, and by Order on Sentence dated 10.11.2025, he has been, *inter alia*, sentenced to undergo imprisonment for life.



5. Learned counsel for the appellant submits that there are contradictions in the testimony of the prosecution witnesses. It is submitted that PW-1 and PW-2 have not seen the incident and are only hearsay witnesses. It is further submitted that the knife recovered in the present case did not have any blood stains which shows that it was not related to the commission of the offence and also no independent scientific evidence exists.

6. Admit.

7. Learned APP accepts notice of admission of appeal.

8. The Registry is directed to prepare the paper book with e-pagination and all the parties are at liberty to obtain the copy of the paper book from the Registry, if so desire.

9. The Registry shall ensure that the paper book is prepared and placed on record, before the next date of hearing.

10. Let the Trial Court Record, in digital form, be requisitioned before the next date of hearing.

11. List in due course.

CRL.M.(BAIL) 2421/2025

12. The present application has been filed under Section 389 of the Code of Criminal Procedure, 1973 read with Section 430 of BNSS seeking suspension of sentence and release of the appellant on bail during the pendency of the appeal.

13. Learned APP for the State seeks more time to file the reply.

14. Let the reply be filed before the next date of hearing, with an advance copy to the opposite side.

15. The Nominal Roll of the appellant be also called, from the concerned Jail Superintendent, before the next date of hearing.

16. In view of the mandate of the Supreme Court in ***Jagjeet Singh & Ors. vs. Ashish Mishra @ Monu & Anr.*** (2022) 9 SCC 321, intimation be issued through



the IO/SHO to the kith and kin of the deceased, who may either appear in person or through video conferencing or be represented through an Advocate, on the next date of hearing.

17. In view of the directions passed by the Supreme Court in the case of ***Kaushal Singh vs. The State of Rajasthan*** 2025 SCC OnLine SC 1473, decided on 18.07.2025, the learned counsel for the appellant seeks time to place an affidavit on record, thereby stating about the past involvement of the appellant in criminal case(s), if any, registered against him, containing all the particulars of the said case(s).

18. Let the affidavit be placed on record, within a period of four weeks, with an advance copy to the opposite side.

19. List on 04.02.2026.

VIVEK CHAUDHARY, J

MANOJ JAIN, J

DECEMBER 8, 2025

rs/nc