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

+ **CRL.A. 4/2025**

GHANENDER @ DHIRENDER SINGH

.....Appellant

Through: Mr. Dhananjay Sehrawat & Ms.
Ramisha Jain, Advocates with
Appellant in person.

versus

STATE (NCT OF DELHI)

.....Respondent

Through: Ms. Kiran Bairwa, APP for State.
S.I. Ritu, PS Mohan Garden, Delhi.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **07.01.2025**

CRL.M.A. 63/2025 (Exemption)

1. Allowed, subject to all just exceptions.
2. The Application is disposed of.

CRL.M.(BAIL) 10/2025

3. The present Application under Section 430 of the Bharatiya Nagarik Suraksha Sanhita, 2023 read with Section 389 of the Code of Criminal Procedure, 1973 has been filed on behalf of the Appellant seeking suspension of sentence during the pendency of the Appeal.
4. *Vide* Judgment dated 09.07.2024, the Appellant has been convicted for the offence under Section 8 of POCSO Act and Sections 354/354A of the Indian Penal Code, 1860. *Vide* Order on Sentence dated 10.12.2024, the Appellant has been sentenced for simple imprisonment for three years with a



fine Rs. 10,000/- and in default, the Appellant is sentenced to undergo simple imprisonment of three months.

5. It is submitted that the Appellant was on bail throughout the trial and since the Appellant intended to file an Appeal, he has also been admitted to bail on furnishing a personal bond in the sum of Rs. 20,000/- with one surety of like amount, which is expiring on 10.01.2025.

6. Considering the Judgment dated 09.07.2024 and Order on Sentence dated 10.12.2024, the sentence of the Appellant is suspended, till the pendency of the Appeal, subject to the following conditions:-

a) The Appellant/Accused shall furnish a personal bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the Trial Court/Duty Magistrate and further subject to the condition that the Appellant/Accused and the surety of the Appellant will keep their mobile phones in active mode during the period of suspension of sentence so that if required the Appellant/Accused may be contacted.

b) In case of change of residential address and/or mobile phone numbers, the same will be intimated to this Court/and the I.O., by way of an Affidavit.

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7. Admit.

8. Issue notice.

9. Ms. Kiran Bairwa, learned Additional Public Prosecutor, accepts notice on behalf of the State.

10. List for arguments on 31.03.2025.

11. In the interim, the Registry is directed to requisition e-Trial Court



Record before the next date of hearing.

NEENA BANSAL KRISHNA, J

JANUARY 7, 2025

S.Sharma