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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL.A. 1738/2025

PRITHVI

.....Appellant

Through: Mr. Omkar Sharma, Adv.

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Ritesh Kumar Bahri, APP.

CORAM:

JUSTICE PRATHIBA M. SINGH

JUSTICE MADHU JAIN

ORDER

% **27.02.2026**

1. This hearing has been done through hybrid mode.

CRL.M.(BAIL) 408/2026 (for interim bail)

2. The present application has been filed by the Appellant under Section 430 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking interim suspension of sentence for a period of two months and release on bail.
3. The Appellant in the present case has been convicted for offences punishable under Section 302 of the Indian Penal Code, 1860 and under Section 27 of the Arms Act *vide* order on conviction dated 18th October, 2025 passed by the ASJ (FTC-01) West, Tis Hazari Courts Delhi. By the order on sentence dated 28th October, 2025, the Appellant has been sentenced to life imprisonment and fine has also been imposed in the following terms:

“[...]

Considering the aggravating and mitigating factors as highlighted by the prosecution and defence, convict is liable to be sentenced as under:



(i) Imprisonment for life and a fine of Rs.20,000/- for commission of offence under Section 302 IPC. In default of payment of fine, the convict shall undergo simple imprisonment for 30 days.

(ii) Rigorous Imprisonment for 3 years with fine of Rs.5000/- for commission of offence under Section 27 of Arms Act. In default of payment of fine, the convict shall undergo simple imprisonment for 10 days.

All the sentences shall run concurrently. Conviction slip of convict be prepared accordingly.”

4. The ground on which the Appellant is seeking interim bail is that he has to attend to his wife, who is facing various medical issues. In this regard, the medical documents of the wife of the Appellant have been attached to the present application.
5. On the previous date of hearing i.e., 23rd February, 2026, the Court had issued notice in the application and Mr. Ritesh Kumar Bahri, Id. APP was requested to verify the documents and file the status report.
6. Today, the status report has been filed, as per which the medical documents of the Appellant's wife have been verified. The same is taken on record.
7. According to the medical documents which have been verified, the Appellant's wife is undergoing gynaecological treatment. She is admitted at the Aashirwad Nursing Home Heart and Diabetes Centre, Multi Speciality Hospital, A-29/3, Lions enclave, Marble Block, Vikas Nagar, Uttam Nagar, Delhi. It is stated that due to the gynaecological issues that she is facing, she has to undergo a major surgery.



8. The Court has heard the parties and perused the records. A perusal of the custody certificate on record would show that the Appellant has served more than four and a half years in custody. Under these circumstances, considering long period of incarceration that the Appellant has undergone and that the Appellant would be required to take care of his wife, the Court grants interim bail to the Appellant for a period of 30 days from the date of his release, subject to the following conditions:

- i. The Appellant shall be released upon furnishing a personal bond for a sum of Rs.10,000/-, with a surety of the like amount, to the satisfaction of the Trial Court/Link Court;
- ii. The Appellant shall not leave the country without prior permission of this Court;
- iii. The Appellant shall intimate the concerned SHO, P.S. Ranhola, regarding the residential address where he would be residing upon his release. The Appellant shall also intimate the concerned SHO, P.S. Ranhola if there is a change in the same;
- iv. The Appellant shall provide his live mobile number to the concerned SHO, P.S. Ranhola and intimate about change in the number, if any;
- v. The Appellant shall not, directly or indirectly, contact the family members of the deceased in any manner;
- vi. The Appellant shall not indulge in any criminal activity and upon any such activity being discovered or indulged into, the present suspension of sentence shall automatically stand cancelled.

9. The application is allowed in the above terms and disposed of accordingly.



10. The observations made in this order shall not affect the final hearing in the appeal.
11. A copy of this order be sent to the concerned Jail Superintendent for necessary information and compliance.
12. Order be uploaded on the website of this Court *forthwith*.

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13. List on 21st April, 2026.

PRATHIBA M. SINGH, J.

MADHU JAIN, J.

FEBRUARY 27, 2026/prg/sm