



\$~67

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

+ **CRL.A. 22/2026**

MOHSIN

.....Appellant

Through: Ms. Ruby, Adv.

versus

THE STATE GOVT OF NCT OF DELHI

.....Respondent

Through: Ms. Meenakshi Dahiya, APP for the
State alongwith Ms. Divya Bakshi,
Advocates PSI Gurdeep Singh, PS.:
Seemapuri.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

09.01.2026

%

CRL.A. 22/2026

1. By virtue of the present appeal under *Section 374* of the Code of Civil Procedure (**Cr.P.C.**) read with *Section 415* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (**BNSS**), the appellant seeks to challenge the judgment on conviction dated 18.10.2025, as also the order on sentence dated 11.11.2025, passed by learned Additional Sessions Judge (FTC), District Shahdara, Karkardooma Courts, Delhi (**learned Trial Court**) in SC No.1113/2016 arising out of FIR No.164/2013 registered at PS: Seema Puri, Delhi under *Section 307/34* of the Indian Penal Code, 1860 (**IPC**). *Vide* the aforesaid judgment dated 18.10.2025, *Section 307* IPC was converted to *Section 324* IPC, and the appellant was found guilty of the alleged offences and sentenced to undergo rigorous imprisonment for a



period of *three years* along with a fine of Rs.10,000/-, in default whereof, to undergo rigorous imprisonment for a period of *nine months*.

2. For the reasons stated therein, Admit.
3. Issue notice.
4. Learned APP for State accepts notice.
5. Let TCR be requisitioned in the digitised form from the learned Trial Court.
6. List this appeal in due course in the category of '*Regulars*' as per the year of its seniority.

CRL.M.(BAIL) 32/2026 (*for suspension of sentence*)

7. By virtue of the present application under Section 389 of the Cr.P.C. read with *Section 430* of the BNSS, the appellant seeks suspension of sentence and grant of bail during the pendency of the present appeal.
8. Learned counsel for the appellant submits that the appellant has already undergone a substantial period of sentence out of the total sentence awarded to him.
9. Issue notice.
10. Learned APP for the State accepts notice. He seeks, and is granted, a period of *four weeks* to file the Status Report precisely mentioning the period of sentence already undergone by the appellant out of the total sentence awarded to him.
11. Let the latest Nominal Roll of the appellant be also requisitioned from the concerned Jail Superintendent within the aforesaid period of *four weeks*.
12. Considering the petitioner had been granted bail by the learned Trial Court *vide* the aforesaid order on sentence dated 11.11.2025 for a period



of 30 days which is expiring on 10.01.2026, the said bail is extended till the next date of hearing, as per the same terms and conditions as reflected in the said order dated 11.11.2025.

13. Renotify on 16.03.2026.

SAURABH BANERJEE, J

JANUARY 9, 2026/bh