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

+ **CRL.A. 46/2026**

ASHOK KUMAR YADAV

.....Appellant

Through: Mr. Jitendra Sethi, Sr. Advocate with
Mr. Hemant Gulati and mr. Shobit
Dimri, Advocates.

versus

STATE

.....Respondent

Through: Mr. Manoj Pant, APP for State.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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27.02.2026

CRL.M.(BAIL) 377/2026 (interim suspension of sentence on medical grounds)

1. By way of the present application, the applicant/appellant seeks interim suspension of sentence for a period of two months. By way of judgment dated 16.07.2025 and order on sentence dated 26.07.2025, passed in Sessions Case No. 56438/2016, arising out of FIR No. 1525/2014, registered at Police Station Rajouri Garden, Delhi, by the learned Additional Session Judge (Fast Track Court)-02, West District, Tis Hazari Courts, Delhi, the appellant has been convicted for the offence punishable under Sections 326A/120B of IPC and has been sentenced to undergo rigorous imprisonment for a period of 12 years and payment of fine of Rs. 5,00,000/- for the aforementioned offence and in case of default thereof to further undergo simple imprisonment for a period of one year; for offence



punishable under Section 392/120B of IPC, he has been sentenced to undergo rigorous imprisonment for a period of 04 years and payment of fine of Rs. 5,000/- and in case of default thereof, to further undergo simple imprisonment for a period of 03 days; for offence punishable under Section 394/120B of IPC, to undergo rigorous imprisonment for a period of 04 years and payment of fine of Rs. 5,000/- and in case of default thereof, to further undergo simple imprisonment 03 days; for the offence punishable under Section 120B of the IPC, to undergo rigorous imprisonment for a period of 07 years and payment of fine of Rs. 20,000/- and in default thereof, to further under simple imprisonment for a period of 01 month; and for the offence punishable under Section 411 of IPC, to undergo simple imprisonment for a period of 01 year.

2. Issue notice. The learned APP accepts notice on behalf of the State.
3. Nominal roll has been received.
4. The learned senior counsel appearing on behalf of the appellant states that the appellant/applicant has been facing trial since the year 2014 and is about 44 years of age. He further states that the conduct of the applicant during the period of incarceration has been satisfactory. It is also stated that mother of the applicant is suffering from knee osteoporosis with acute pain and she has now been advised to undergo surgery for the knee replacement at MAX Hospital, Saket, New Delhi and the surgery is scheduled for 06.03.2026. Therefore, it is prayed that the sentence awarded to the appellant/applicant in the present case may be suspended for a period of two months.
5. The learned APP for the State fairly submits that the medical documents of the mother of the applicant has been verified and the medical



condition of the applicant's mother is found to be genuine.

6. In light of the aforesaid facts and circumstances of the case, and considering the medical condition of the applicant's mother, it is directed that the sentence awarded to the appellant/applicant shall remain suspended for a period of one month, subject to his furnishing a personal bond to the tune of Rs. 15,000/- with one surety bond of the like amount, subject to satisfaction of the learned Trial Court/Successor Court/Link Court/Duty Judge concerned on the following terms and conditions:

- i) The appellant/applicant shall not leave the country without prior permission of the concerned Court, and shall deposit his passport with the learned Trial Court.
- ii) In case of change of residential address/contact details and phone number, the applicant shall promptly inform the same to the concerned Trial Court.
- iii) The applicant shall surrender before the Jail Superintendent concerned after expiry of the interim suspension of sentence.
- iv) The period of one month shall be counted from the date of release of the applicant.

7. Accordingly, the present application stands disposed of.

8. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

FEBRUARY 27, 2026/vc

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This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

The Order is downloaded from the DHC Server on 28/02/2026 at 12:00:49