

\$~13

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

+ CRL.A. 943/2018

ASHOK

..... Appellant

Through

Mr.R.K. Singh, Adv. with Mrs.Neeraj
Singh & Mr.Kumar Gaurav, Advs.

versus

STATE (NCT OF DELHI)

..... Respondent

Through

Mr.K.K. Ghei, APP for State.
SI Sachin PS Subhash Place.

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

ORDER

%

01.11.2019

Crl.M.(Bail) 1748/2019 in Crl.A.943/2018

Vide the present application, the applicant/appellant seeks suspension of sentence during pendency of appeal granted by the Trial Court vide order on sentence dated 30.05.2018 whereby the appellant has been sentenced to undergo SI for a period of 4 years and a fine of ₹15,000/- for the offence under section 307 IPC and in default of payment of fine, to undergo SI for 6 months.

It is not in dispute that out of three accused persons, two accused have already been granted suspension of sentence.

Taking into account the quantum of sentence imposed upon the appellant, on equity and the hearing of the appeal shall take substantial time, this Court is inclined to suspend the sentence of the appellant during the pendency of the appeal.

Therefore, the applicant shall be released on bail on his furnishing personal bond in the sum of ₹15,000/- with one surety of the like amount to the satisfaction of the Trial Court.

The applicant shall not involve himself in any other case and in the event of any report against him, this Court would consider the desirability of cancelling the suspension of sentence. The appellant shall also ensure his presence at the time of hearing of the appeal.

The application is allowed and disposed of.

Order *dasti* under the signatures of Court Master.

Copy of this order be transmitted to the Jail Superintendent and the Trial Court concerned for compliance.

SURESH KUMAR KAIT, J

NOVEMBER 01, 2019

ab