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

+ CRL.A. 965/2018

RAHEESH ALAM

..... Appellant

Through

Mr. Dhruv Gupta with Mr. Apurv,
Advs.

versus

STATE

..... Respondent

Through

Mr.Panna Lal Sharma, APP for State.
SI Inderpal Singh, PS Madhu Vihar

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

ORDER

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22.10.2019

CRL.M.(BAIL) 1876/2019

Vide the present application, the applicant/appellant seeks suspension of sentence granted by the Trial Court vide order on sentence dated 10.01.2018 till the pendency of the appeal whereby the appellant has been sentenced to undergo RI for a period of 4 years and a fine of ₹5,000/- for the offence under section 392/34 IPC and in default of payment of fine, to undergo SI for 3 months.

He is also sentenced to undergo RI for 4 years and fine of ₹4,000/- for the offence under section 307/34 IPC and in default of payment of fine, to undergo SI for 2 months.

Both the above sentences shall run concurrently.

It is informed by learned APP for the State that a similar application was dismissed vide order dated 13.11.2018, but did not dispute the fact that applicant has undergone two years and two months incarceration with six months remission total of total sentence of four years awarded by the Trial Court.

The fact remains that hearing of the appeal shall take substantial time, this Court is inclined to suspend the sentence of the applicant during the pendency of the appeal.

Therefore, the applicant shall be released on bail on his furnishing personal bond in the sum of ₹10,000/- 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 applicant 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

OCTOBER 22, 2019

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