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

+ CRL.A. 1554/2014 & CRL.M.(BAIL) 972/2023

MUKESH @ VICKY

..... Appellant

Through: Mr. Krishan Kumar & Mr. Shivam
Bedi, Advocates.

versus

STATE

..... Respondent

Through: Mr. Sanjeev Sabharwal, APP for the
State with SI Sandeep, P.S. Kashmere
Gate.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

08.01.2024

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1. The present application under Section 389 Cr.P.C. read with Section 482 seeks suspension of sentence and release of the applicant/appellant on bail during pendency of the instant appeal.
2. Vide order of conviction and sentence the appellant was convicted under Section 21 (c) of the NDPS Act and was sentenced to undergo rigorous imprisonment for 10 years.
3. Learned counsel for the appellant submits that as per the nominal roll dated 03.11.2023 received from Superintendent of Prison, Central Jail No.5, Tihar, Delhi, the applicant/appellant has already undergone a sentence of approximately 8 years, 9 months and 12 days out of the total sentence awarded to him.
4. In view of the aforesaid, the sentence awarded to applicant/appellant,



is suspended and he is directed to be released on bail on his furnishing a personal bond in the sum of Rs. 25,000/- with one surety of the like amount to the satisfaction of the Trial Court/Link Court, further subject to the following conditions:

- i. The applicant shall not leave the country without prior permission of this Court.
 - ii. The applicant shall intimate this Court by way of an affidavit and to the Investigating Officer regarding any change in residential address.
 - iii. The applicant shall appear before this Court as and when the matter is taken up for hearing.
 - iv. The applicant shall provide his mobile number to the Investigating Officer and intimate about any change.
5. In view of the aforesaid, the application is allowed and disposed of accordingly.
6. Copy of the order be sent to the concerned Jail Superintendent for necessary information and compliance.
7. Order be uploaded on the website of this Court *forthwith*.

AMIT SHARMA, J

JANUARY 8, 2024/MR