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

+ CRL.A. 597/2017

NAVEEN SHOKEEN

..... Appellant

Through: Mr.K.K.Manan, Senior Advocate
instructed by Ms.Shweta Sain and
Mr.Abhijit Shankar, Advocates.

versus

THE STATE NCT OF DELHI

..... Respondent

Through: Ms.Kusum Dhalla, APP for the State.

CORAM:

HON'BLE MS. JUSTICE PRATIBHA RANI

ORDER

% **14.07.2017**

CRL.A. 597/2017

1. Admit.
2. LCR be requisitioned.
3. List in due course.

CrI.M.B. No.1024/2017

1. By this application moved under Section 389 Cr.P.C., the appellant seeks suspension of sentence and grant of bail to him during the pendency of the present appeal.
2. Heard.
3. On behalf of appellant, it has been submitted that he has already deposited the fine imposed by the Trial Court and his sentence was suspended for one month. It has further been submitted that he has not misused the liberty in any manner during the period he remained on bail.
4. Vide judgment dated 4th May, 2017 and order on sentence dated 09th

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May, 2017, the appellant has been convicted for committing the offence punishable under Section 308/427/186/353/34 IPC and sentenced as under :-

- (i) U/s 307/34 IPC to undergo RI for two years with fine of ₹25,000/- and in default of payment of fine, to undergo SI for four months.
- (ii) U/s 427/34 IPC to undergo RI for six months with fine of ₹5,000/- and in default of payment of fine, to undergo SI for one month.
- (iii) U/s 186/34 IPC to undergo RI for one month.
- (iv) U/s 353/34 IPC to undergo RI for six months.

5. The appellant was on bail in the course of trial. Today learned Senior Counsel for the appellant has placed on record the copy of the order dated 9th May, 2017 whereby the substantive sentence awarded to the appellant was suspended for one month by the Trial Court to enable him to file an appeal against his conviction and sentence.

6. Vide order dated 31st May, 2017 the sentence of the appellant was suspended by this Court till 13th July, 2017.

7. Considering the facts and circumstances of the case, the substantive sentence of appellant is suspended during the pendency of the appeal and he is admitted to bail on his furnishing personal bond in the sum of Rs.20,000/- with one surety of the like amount to the satisfaction of the Registrar (Appellate) with the condition that he shall appear before the Court as and when the appeal is taken up for hearing and change of residential address, if



any, shall be intimated by the appellant to this Court as well as to the concerned SHO.

8. Application stands disposed of.

9. As prayed, copy of the order be given dasti to learned counsel for the parties under the signature of Court Master.

PRATIBHA RANI, J.

JULY 14, 2017

'st'