



ITEM NO.4

COURT NO.3

SECTION II

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No(s). 1082/2021

AFJAL

Appellant(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

(IA No. 197926/2019 - EXEMPTION FROM FILING O.T. AND IA No. 41186/2023 - GRANT OF BAIL)

WITH

Cr1.A. No. 763/2021 (II)
(FOR SUSPENSION OF SENTENCE ON IA 9065/2024
IA No. 9065/2024 - SUSPENSION OF SENTENCE)

Date : 09-02-2024 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE SANDEEP MEHTA

For Appellant(s)

Mr. Dharnidhar Jha, Sr. Adv.
Mr. Jayesh Gaurav, Adv.
Ms. Diksha Ojha, Adv.
Mr. Ranjan Nikhil Dharnidhar, AOR

Mr. S R.singh, Sr. Adv.
Mr. Sushant Kumar Yadav, Adv.
Mr. Ajay Yadav, Adv.
Mr. Prateek Yadav, Adv.
Mr. Mangal Prasad, Adv.
Mr. Gaurav Lomes, Adv.
Mr. Prithvi Yadav, Adv.
Ms. Swapnil Singh, Adv.
Mr. Anurag Singh, Adv.
Mr. Dhroov Kumar Singh, Adv.
Mr. Ankur Yadav, AOR

For Respondent(s)

Ms. Aparna Bhat, AOR
Ms. Karishma Maria, Adv.
Mr. Gopal Krishna, Adv.

Mr. Garvesh Kabra, AOR
Mr. Shashank Shukla, Adv.
Mrs. Pooja Kabra, Adv.
Mrs. Sujata Upadhyay, Adv.
Mr. Avanish Deshpande, Adv.

UPON hearing the counsel the Court made the following
O R D E R

IA No. 9065/2024 in CrI.A. No. 763/2021

1. This is an application seeking suspension of sentence.
2. Mr. S R.Singh, learned senior counsel appearing for the applicant/appellant submitted that as a matter of fact, the applicant/appellant (Smt. Kali) was not present in the house and allegedly the victim was found in her house.
3. Mr. Garvesh Kabra, learned counsel appearing for the respondent/State and Ms. Aparna Bhat, learned counsel appearing for the complainant vehemently opposes the application.
4. Taking into consideration the fact that the applicant/appellant (Smt. Kali) has been incarcerated in jail for a period of about seven years and considering the material placed on record against the applicant/appellant, we are inclined to grant bail to the present applicant/appellant.
5. The applicant/appellant (Smt. Kali) is directed to be released on bail in connection with Sessions Trial No. 284 of

2006, on such terms and conditions as may be imposed by the Trial Court.

6. The application is, accordingly, disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(ANJU KAPOOR)
COURT MASTER (NSH)