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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.A. 718/2008**
NANDKEAppellant

Through: Ms. Rakhi Dubey, DHCLSC with Ms. Arpita Srivastava, Advocate alongwith Appellant in person.

versus

STATE (GNCT) OF DELHIRespondent

Through: Mr. Mukesh Kumar, APP for State with Mr. Sunil Singh Rawat, Mr. Arsala Naik, Mr. Siddharth Goyal and Ms. Astha Dhingra, Advocates along with SI Naresh Kr. Sharma, PS-Shahdara, Delhi.

CORAM:

HON'BLE MR. JUSTICE RAJNEESH KUMAR GUPTA

ORDER

% **04.12.2025**

1. This hearing has been done through hybrid mode.
2. The present appeal has been filed by the Appellant – *Nandke* under Section 374 of the Code of Criminal Procedure, 1973, assailing the judgment of conviction dated 05th December, 2007 and the order on sentence and 11th December, 2007 passed by the learned Additional Sessions Judge, Karkardooma Courts, Delhi in Sessions Case bearing No. 290/2006 arising out of FIR bearing No. 339/2005 registered under Sections 363/328/365/366/376 IPC at Police Station Shahdara.
3. The Appellant was convicted for offences punishable under Sections 368/376 IPC.
4. The Trial Court Record as well as the Nominal Roll of the Appellant has been perused.
5. It is stated that the Appellant was released from jail on 08th June, 2011



after completing the sentence awarded to him.

6. The Appellant has submitted that as he has already undergone the entire sentence awarded to him, and therefore he does not wish to press the present appeal, as the same has become infructuous.

7. The Nominal Roll received from the concerned Jail Superintendent is reproduced hereunder:

NOMINAL ROLL						
01.	NAME	NANDKE		PARENTAGE	SH. MAKRAM	AGE 29 YEARS AS ON 08.06.2011
02.	RESIDENTIAL ADDRESS			R/O VILLAGE SHEETAL GANJ PS. BAGAR, MAO, DISTT. UNAO, U.P.		
03.	GROUNDS FOR FORWARDING NOMINAL ROLL			SOUGHT BY HON'BLE HIGH COURT OF DELHI		
04.	CASE DETAILS			FIR NO 339/2005	U/S 368/376 IPC	POLICE STATION SHAHIDARA
05.	CONVICTING COURT			DR. R. K YADAV LD. ADJ., KARKARDOOMA COURT, DELHI		
06.	DATE AND QUANTUM OF SENTENCE			11.12.2007, U/S 368/ IPC RI FOR 04 YAERS & FINE RS. 10,000/- I/D 01 YEAR RI U/S 376 IPC RI FOR 07 YEARS & FINE RS. 10,000/- I/D 01 YEAR R BOTH SENTENCES SHALL RUN CONCURRENTLY (FINE PAID)		
07.	STATUS OF APPEAL			THE CRL. APPEAL NO. 718/2008 IS PENDING BEFORE THE HON'BLE HIGH COURT OF DELHI		
DETAILS OF JUDICIAL CUSTODY PERIOD						
		PERIOD		YEARS	MONTHS	DAYS
		FROM	TO			
8.	UNDER TRIAL	12.08.2005	10.12.2007	02	03	29
9.	CONVICT	11.12.2007	19.05.2011	03	05	09
10.	PERIOD UNDERGONE INCLUDING UNDER TRIAL PERIOD LESS INTERIM BAIL PERIOD (IF ANY) AS ON 08.06.2011			05	09	08
11.	REMISSION EARNED AS ON 08.06.2011			01	02	22
12.	UNEXPIRED PORTION OF SENTENCE			00	00	00
NOTE : THE SUBSTANTIVE SENTENC RI 07 YEARS HAS BEEN COMPLETED ON 19.05.2011 AND FINE SENTENCE RI FOR 02 YEARS STARTED ON 20.05.2011 BUT THE ABOVE SAID CTP DEPOSITE FINE RS. 20,000/- ON 08.06.2011 THEREAFTER THE SAID CONVICT WAS RELEASED ON 08.06.2011.						
13.	DETAILS OF OTHER CONVICTED CASE (IF ANY)			JUDICIAL CUSTODY		STATUS
	FIR NO.	U/S	P.S.	FROM	TO	
	--	--	--	--	--	--
14.	DETAILS OF OTHER PENDING CASES IN WHICH ACCUSED IS IN J/C (AS UNDERTRIAL)			JUDICIAL CUSTODY		STATUS
	FIR NO.	U/S	P.S.	FROM	TO	
	--	--	--	--	--	NIL
15.	PHYSICAL CONDITION/MEDICAL STATUS REPORT (IF REQUIRED)			NOT IN J/C		
16.	LABOUR ALLOTTED			NOT IN J/C		
17.	JAIL CONDUCT FOR THE LAST ONE YEAR (WITH DETAILS OF PUNISHMENTS, IF ANY)			SATISFACTORY AS ON 08.06.2011		
18.	OVERALL CONDUCT (WITH THE DETAILS OF PUNISHMENTS, IF ANY)			SATISFACTORY AS ON 08.06.2011		
19.	DETAILS OF LBAIL/PAROLE/FURLOUGH AVAILED			NIL		
20.	ANY MISCONDUCT REPORTED DURING INTERIM BAIL/PAROLE/FURLOUGH			NIL		
21.	STATUS OF CO-ACCUSED			NIL		
		(PREPARED BY)		(CHECKED BY)		(VERIFIED BY)
		DEALING ASSISTANT CENTRAL JAIL NO. 2, TIHAR		ASSTT. SUPERINTENDENT CENTRAL JAIL NO. 2, TIHAR		DY. SUPERINTENDENT CENTRAL JAIL NO. 2, TIHAR
23.	RECOMMENDATIONS OF THE JAIL SUPERINTENDENT IF ANY:-N/A					
DATED						Superintendent Central Jail No. 2, Tihr
PLACE						THE SUPERINTENDENT
NEW DELHI - 110064						CENTRAL JAIL NO. 2, TIHAR, NEW DELHI



8. The Appellant has been identified in Court by SI Naresh Kumar, PS Shahdara. After questioning the Appellant, this Court is satisfied that he is making the statement with full understanding of its consequences, the same having been duly explained to him.

9. Keeping in view the statement of the Appellant, which is taken on record, and considering the fact that the Appellant has already served the sentence awarded by the Trial Court, the present appeal is disposed of as not pressed. Pending application(s), if any, also stand disposed of.

10. Perusal of the connected appeal bearing **CRL. A. 840/2008** shows that the *e-copy* of the Trial Court Record (TCR) has not been received in that appeal. The Registry is directed to place the *e-copy* of the TCR received in the present appeal in the connected appeal bearing no. **CRL. A. 840/2008**.

RAJNEESH KUMAR GUPTA, J

DECEMBER 04, 2025/nd/abk