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

\# **CNR No. DLHC010562442025**

\+ **CRL.A. 1129/2025 & CRL.M.(BAIL) 1704/2025**

RAJESH @ CHUHI .....Appellant

Through: Mr. Rupin Singh Dhama, Advocate.

versus

STATE NCT OF DELHI .....Respondent

Through: Mr. Raghuvinder Verma, APP
SI Dinesh Kumar, PS Kashmeri Gate.

CORAM:
HON'BLE MS. JUSTICE MADHU JAIN

O R D E R

% 28.10.2026

1. This hearing has been done through hybrid mode.

CRL.A. 1129/2025

2. The present criminal appeal has been preferred under Section 374 of the Code of Criminal Procedure, 1973 (hereinafter referred to as 'Cr.P.C.'), read with Section 415 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'BNSS'), assailing the judgment dated 15.04.2025 and the order on sentence dated 04.07.2025 passed by the learned ASJ-03, Central District, Tis Hazari Courts, Delhi, in FIR No. 614/2015, registered at Police Station Kashmere Gate, Delhi.

3. After some arguments, learned counsel for the appellant submits that he is not challenging the conviction but is only aggrieved by the sentence granted by the learned Trial Court vide order on sentence dated 04.07.2025, whereby the appellant, Rajesh @ Chuhi, was convicted for the offence punishable under Section 392 read with Section 34 of IPC, and sentenced to

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rigorous imprisonment for a period of four years along with a fine of Rs. 3,000/-, in default of fine thereof, to undergo 1 month Simple Imprisonment.

4. Learned counsel for the appellant submits that he is not challenging the conviction but prays that this Court may show leniency regarding the sentence awarded to the appellant.

5. He further submits that the appellant is the sole bread earner of the family and his father has retired, though he is not married, but his old parents are dependent upon him.

6. Keeping in view the facts and circumstances of the case, the sentence of imprisonment imposed upon the appellant is altered to the period already undergone by him. However, the appellant shall remain liable to pay the fine of Rs. 3,000/- imposed on him vide order on sentence dated 04.07.2025 passed by the learned Trial Court. In default of the said fine, he shall undergo Simple Imprisonment for a period of fifteen days.

7. In view of the above, the appeal stands disposed of. Pending application(s), if any, also stand(s) disposed of.

8. A copy of this order be communicated to the learned Trial Court as well as the concerned Jail Superintendent for information and necessary compliance.

9. The order be uploaded on the website forthwith.

MADHU JAIN, J

OCTOBER 28, 2026/b/Gs

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