

CrC No. 11419/2022
State Vs. Md Atik Ahmed
FIR No. 220 /2022
PS Sagarpur

28.08.2023

Present : Sh. Ankit Srivastava, Ld. APP for the State.
Sh. Puneet Kumar, Ld. Counsel for accused along with accused.

Matter is at the stage of charge framing.

Heard arguments on point of charge.

Ld. Counsel for accused submits that accused has been falsely implicated in the present case.

Per Contra, Ld APP for the State submits that recovery of illicit liquor has been effected from the accused person, who was found in possession of one white colour plastic katta having 150 quarter bottles each of illicit liquor, for sale in Haryana only, without any license or permit issued by Excise Authorities.

Records perused.

Perusal of the material on record reveals that prima facie offence U/s 33 Delhi Excise Act is made out against the accused. Charge framed separately. Same is explained to the accused to which he has pleaded not guilty and has claimed trial.

Separate statement of accused has been recorded u/s 294 Cr.PC wherein he has admitted registration of FIR no. 220/2022, certificate u/s 65B IEA, DD No. 161A dated 20.04.2022, GD No. 139A dated 20.04.2022 and Excise report dated 21.07.2022.

In view of the same, formal examination of prosecution witness mentioned at **Srl. no. 2, 5 & 6** is dispensed with.

Put up for PE on **20.01.2024**. Let complainant and MHC(M) along with case property and register no. 19 be summoned for NDOH.

(Isha Singh)
MM-03/PHC/ND/28.08.2023