

CNR No.: DLCT01-002644-2022
SC No. 49/2022
FIR No. 809/2021
P.S. Wazirabad
State Vs. Mahesh Chand Tomar & Anr.

26.10.2023
At 3.30 p.m.

Present : Sh. Amit Dabas, Ld. Addl. PP for the State.
Sh. Deepanshu Goswami, Ld. Proxy Counsel for
Sh. Sanjay Kumar, Ld. Counsel for accused Sukhbir.
Accused persons, namely, Mahesh Chand Tomar
and Sukhbir produced from judicial custody.

Pursuant to the order passed by this court on the last date of hearing, reply received from Sh. Manoj Kumar Meena, DCP, North District, Delhi, wherein it has been *inter-alia* stated that appreciating the discrepancy pointed out by this court on the last date of hearing, “*all the SHOs of North District have been directed to brief their staff to make proper report regarding the service of summons/notice.*”

Request for exemption received on behalf of ASI Dinesh on the ground that he is on casual leave till 01.11.2023. Exemption is allowed for today only.

PW HC Munesh is present. However, he is discharged unexamined for the reason that the main Counsel for the accused, namely, Sukhbir is stated to be under some personal difficulty today, as per the Ld. Proxy Counsel. Further, there is no representation on behalf of accused Mahesh Chand Tomar despite repeated calls.

In the interest of justice, list for P.E. on **06.11.2023**.

PW HC Munesh, PW ASI Dinesh and PW SI Vikasdeep be summoned for the next date of hearing.

contd.2...

It is observed that the matter is being adjourned at the request and to a date as prayed for by the Ld. Proxy Counsel for accused Sukhbir, considering the reasons for absence of the main Counsel for the accused today. However, it is noted that the cross-examination of the aforesaid witnesses has been pending since November, 2022. Therefore, in case the opportunity to cross-examine the said witnesses is not exercised by Ld. Counsel for the accused persons on the next date of hearing, their said right shall stand closed.

(Abhishek Goyal)
ASJ-03, Central District
Tis Hazari Courts, Delhi
26.10.2023