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SC no. 176/2018  
STATE Vs. GULSHAN  
FIR no. 214/2017  
PS Crime Branch

15.09.2025

Present: Sh. K.P. Singh, Ld. Addl. PP for State.  
Accused James Kumar on bail in person.  
Accused Gulshan is absent.  
Mr. Prashant Upadhyaye, Ld. Counsel for both  
accused persons.  
Mr. Manoj Kumar i.e. the brother of accused  
Gulshan in person.

On application, exemption of accused Gulshan is  
allowed only for today.

Notice sent to IO concerned not received back.

Issue notice to Incharge V-B and SHO to appear in  
person with explanation as to why notice sent to IO is not received  
back.

At this stage, Ld. Counsel for accused persons  
submits that the application U/s 328/329 Cr.PC to enquire about  
the unsoundness of accused Gulshan is pending.

On inquiry, the brother of accused Gulshan submits  
that earlier the accused Gulshan was taking treatment in IHBAS  
and now he is taking treatment from some other hospital.

On inquiry, the brother of accused Gulshan submits  
that he knows the procedure how to take accused to IHBAS.

In view of aforesaid facts and circumstances, the  
brother of accused submits that he will take the accused Gulshan to  
IHBAS before the NDOH.

The Director of IHBAS is directed to file report  
regarding the soundness of mind of accused Gulshan after

investigation as per rules and file report whether the said accused can stand trial or not.

Copy of order be given dasti to brother of accused Gulshan and be also sent to Director of IHBAS for necessary intimation / compliance.

Put up for further proceedings on **28.11.2025**.

**(Virender Singh)**  
**Special Judge, NDPS-02,**  
**Central,THC, Delhi/15.09.2025**