

State Vs Sunil & Ors.
FIR No. 491/2015
PS Subzi Mandi
CNR NO. -DLCT01-004315-2015

20.12.2021

Present: Sh Anil, Ld. Addl. PP for State.
Accused Rajesh and Sunil @ Kesto are present on bail.
Accused Sunil @ Kalu, Karan @ Raj Kumar, Manish @ Munshi and Sunny @ Rakesh are produced from JC.
Accused Raghav @ Rahul is also produced from JC (on bail in this case).
Sh Naveen Gaur, Id. Counsel for accused Sunny @ Rakesh and Karan @ Raj Kumar.
Sh Ayub Ahmed Qureshi, Ld. Counsel for accused Raghav @ Rahul.
Sh Ankit Tyagi, Ld. Counsel for accused Rajesh and Sunil @ Kalu.

Heard. Perused.

PW-1 cross examined on behalf of accused Rakesh @ Sunny and Karan @ Raj Kumar and also on behalf of accused Rajesh and Sunil.

Further cross examination of PW-1 on behalf of accused Sunil @ Keshto, Manish @ Munshi and Raghav @ Rahul is deferred for post lunch session.

(Deepak Dabas)
ASJ/Special Judge, NDPS
(Central) Tis Hazari Courts
Delhi/20.12.2021

(In post lunch session)

Present: As above.

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PW-1 cross examined on behalf of remaining accused persons and discharged.

PW-3 examined in chief and cross examined on behalf of accused Raghav @ Rahul. Remaining cross examination of PW-3 is deferred as it is already 04.10 PM.

At this stage, accused Karan @ Raj Kumar has submitted that today he has been brought to Tis Hazari Court from Mandoli Jail in a Van in which members of his rival gang were also present and even in the lockup at Tis Hazari Court, he was locked up with members of rival gang. It is further submitted that he is facing a very serious threat to his life from members of rival gang and he has filed an application on 26.11.2021 for being provided a high risk van.

Perusal of record shows that vide order dated 26.11.2021, said application was forwarded to concerned jail superintendent for taking appropriate action as per law and the concerned jail superintendent was also directed to file report in this regard.

Perusal of record shows that one report dated 18.12.2021 has been received from jail superintendent Central Jail no.-12, Mandoli, Delhi mentioning therein that a letter has already been sent to the DCP, 3rd Battalion, DAP, Vikaspuri, New Delhi in respect of providing high risk guard van facility to accused and reply is still awaited.

Sufficient time has passed since 26.11.2021 but till date no action has been taken by concerned authorities.

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In view of aforesaid facts and circumstances, it is hereby directed that till the time a final call/action is taken by DCP 3rd Battalion, DAP Vikaspuri, New Delhi, accused/applicant namely Karan @ Raj Kumar be produced from concerned jail to lockup at Tis Hazari and vice-versa in a High Risk Van with other High Risk inmates instead of general jail van and even in lockup at Tis Hazari, accused/applicant be kept at a separate place i.e. away from members of rival gang. The concerned jail officials/lockup officials are duty bound to keep the inmates safe.

Now to come up on **24.12.2021** for P.E.

PW-3 be recalled for said date for his further cross examination.

Copy of present ordersheet be attached with the custody warrant of accused Karan @ Raj Kumar and be also sent to concerned jail superintendent as well as lockup Incharge for compliance.

(Deepak Dabas)
ASJ/Special Judge, NDPS
(Central) Tis Hazari Courts
Delhi/20.12.2021