

State Vs. Rahul @ Ganja & Ors.

CNR No.: DLCT01-004825-2022

SC No. 138/2022

FIR No. 315/21

P.S. Pahar Ganj

19.04.2024

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Ms. Gatha, Ld. Proxy counsel for Sh. B. K. Sharma,
Ld. Counsel for the accused Bhupender Singh
Accused Gajender Singh @ Banner is present.
Accused persons, namely, Rahul @ Ganja,
and Bhupender are not present.

Request for exemption is made by/on behalf of the accused, namely, Bhupender Singh on medical grounds. For the reasons stated therein, the exemption is allowed subject to the accused not disputing his identity and recording of evidence in his absence and in the presence of his counsel.

As per the service report of PW Harshit Kumar, Technical officer, ECIL, it is observed that the summons could not be served as the said witness is stated to have left his employment with the ECIL and that his present whereabouts are unknown.

Accordingly, in the interest of justice and as prayed for by Ld. Addl. PP for the State, **issue fresh summons to PW Harshit Kumar to be executed through the concerned IO** returnable on next date of hearing.

PW-16 ASI Bittu Tomar is present.

DO HC Kuldeep Kumar and PW Amit Raghav @ Tamatar are not present despite service.

Matter is passed over as the accused Rahul @ Ganja

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is not present. Further, no reply to the application for *superdari* is forthcoming.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
19.04.2024

It is 03.25 p.m.

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. D.K. Sharma, Ld. Counsel for the accused,
namely, Gajender and Bhupender Singh.
Mr. Akhil Tarun Goel, Ld. Counsel for the applicant.
(for superdari application).
The accused, namely, Rahul @ Ganja is present.

At this stage, request for exemption, received on behalf of PW Amit Raghav @ Tamatar on medical grounds. For the reasons stated therein, exemption is allowed for today only.

Request for exemption is made by / on behalf of accused, namely, Gajender Singh on the ground that he has to attend wedding at Amroha. For the reasons stated therein, the exemption is allowed for today only. Notably, the said accused was present during the pre-lunch session when the evidence of public witness was being recorded in case ***FIR No. 391/2022, PS Civil Lines titled State v. Sikander & Ors.***

PW HC Kuldeep Kumar is not present despite repeated calls. **Issue fresh summons to PW HC Kuldeep Kumar, through IO,** for the next date of hearing.

PW16 ASI Bittoo Tomar is present. However, he is discharged unexamined as evidence of public witness is being recorded in case FIR No. 523/2022, PS Subzi Mandi titled State v. Govinda Kashyap & Ors. and to be recorded in case ***FIR No. 174/2023, PS Chandni Mahal titled State v. Athar Mirza & Ors.***

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List for PE on **16.07.2024**.

PW16 ASI Bittoo Tomar and PW Deepak along with the concerned IO be summoned for the next date of hearing.

No reply to the application for release of vehicle bearing No. DL-6SAX-3291 on *superdari* is forthcoming despite notice.

Issue notice of the said application to the concerned IO as well as the concerned SHO to file reply to the present application on **26.04.2024 at 02.00 p.m.**

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
19.04.2024