

FIR No. 122/2020
PS Crime Branch
State v. Rizwan
U/s 21 (c) NDPS Act

14.09.2021

Present: Sh. K.P.Singh, Addl. PP for State.

Accused produced from JC.

Sh. Shivam Mishra and Sh. Vineet Dubey, Advocates
appears on behalf of accused and file vakalatnama.

Arguments heard on the point of charge.

It is the case of the prosecution that on 21.08.2020 at 4 pm, secret information was received by ASI Abdul Hakim at Narcotic Cell office in respect of accused Rizwan which was reduced into writing vide DD No. 24A which was recorded on the CCTNS at 4.45pm to 4.52 pm and submitted before the superior officers and on the directions of Superior officer raiding party headed by ASI Abdul Hakim was constituted that left the office vide departure entry DD No. 25A at 5 – 5.09 pm for the disclosed spot and reached there at around 5.30 pm. The secret informer pointed at one person standing on the bus stand Metcaf House, Ring Road, who was holding one yellow colour polythene thaila (bag) as accused Rizwan and thereafter left the spot and the raiding party kept a watchful eye on the accused waiting for the receiver so that both of them could be apprehended. However, none came at which the raiding party proceeded towards the bus

stand and upon sighting the police party the accused started running towards Manju Ka tila and was chased for some distance at which he threw the yellow colour plastic thaila (bag) that he was seen holding, the accused fell while trying to flee away and was over powered and apprehended. The yellow polythene thaila (bag) which when checked for its contents was found containing two transparent polythene, one polythene was found containing brown colour powdery substance and second polythene was also found containing light brown colour powdery substance, which when checked on field testing kit was found to be heroin (smack) weighing 200 and 300 grams respectively. The personal search is conducted in the presence of gazetted officer. Sample were taken in the presence of Executive Magistrate. During interrogation, accused disclosed the name of the source as Nizamuddin Ansari. The said Nizamuddin Ansari presented himself at Narcotic Cell and was arrested in the present case on 18.09.2020. No further evidence in respect of Nizamuddin Ansari, the alleged source, has been collated and it is submitted that supplementary chargesheet shall be filed in this regard as and when incriminating evidence is collected against Nizamuddin Ansari and one Shakeel, the alleged source.

In view thereof, from the material available on record prima facie case for commission of offence under Section 21 (c) NDPS Act is made out against accused Rizwan .

Let charge be framed against the accused Rizwan accordingly.

(Neelofer Abida Perveen)
Special Judge-02 (NDPS Act)
Addl. Sessions Judge (Central)
THC/Delhi/14.09.2021

Present: As above.

Charge for an offence under Section 21 (c) NDPS Act is framed against the accused Rizwan, to which he pleaded not guilty and claimed trial.

Witnesses cited at Sl. No. **4, 7, 8, 10 & 11** be summoned for **01.12.2021**.

For prosecution evidence, put up on **01.12.2021**.

(Neelofer Abida Perveen)
Special Judge-02 (NDPS Act)
Addl. Sessions Judge (Central)
THC/Delhi/14.09.2021