

SC No. 27720/16 (Old No. 1/2016)
State Vs. Roshan & Ors.
FIR No. 175/12
PS : Karol Bagh

09.03.2018

Present : Sh. Alok Saxena, Ld. Addl. PP for the State.
Accused Roshan produced from JC.
Accused Minto, Bheem Sen, Mukesh and Vinod are present on bail.
Ms. Divya Sibbal, Ld. Proxy Counsel for Sh. Utkarsh, Ld. Counsel for accused Mintu.
Sh. Yatinder Kumar, Ld. Legal Aid Counsel for accused Roshan.
Ms. Kusum Gupta, Ld. Counsel for accused Mukesh and Vinod.

Accused Shyam is proclaimed offender.

PW15 ASI Shambhu Nath, PW20 Pawan Singh and PW21 Dr. Abhishek Anand are present.

Ld. Counsel for accused Bheem Sen is not present. On asking the accused states that he has no objection if evidence is recorded in the absence of his counsel. Despite being informed of his rights and of the consequences, accused named above has consciously declined to avail services of legal aid counsel. He submits that he does not wish to cross-examine PW15 ASI Shambhu Nath, PW20 Pawan Singh and PW21 Dr. Abhishek Anand.

The authorized counsel for accused Mintu is also not present. On asking the accused Mintu states that he has no objection if the evidence is recorded in the absence of his counsel and that his interest will be safeguarded by the presence of Ld. Proxy Counsel Ms. Divya Sibbal who is authorized to represent him today. He too submits that he does not wish to cross-examine the witnesses present today.

In view of the submissions, testimony of PW15 ASI Shambhu Nath, PW20 Pawan Singh and PW21 Dr. Abhishek Anand is recorded. They are discharged.

Ld. Public Prosecutor submits that PW HC Satpal has expired. He submits that his name may be struck off from the list of witnesses. Since the prosecution does not dispute the death of the witness, the said witness shall not be summoned again and shall be deemed to have been dropped from the array of witnesses.

Put up for PE on 21.03.2018. PWs namely Ct. Ashwani, then MHC(M), Register No. 19, Nodal Officer Airtel and Nodal Officer TATA be summoned for next date of hearing.

At this stage, Ld. Counsel for applicant/accused Roshan requests that the bail application of applicant/accused may be kept pending and may be taken up for consideration on date fixed, if pressed by him. In view of submissions, the bail application shall be kept pending, to be taken up for hearing on date fixed i.e. 21.03.2018, if pressed.

(Ashish Aggarwal)
ASJ-03 (Central)/THC/09.03.2018