

State Vs. Saad Mirza @ Fardin & Ors.

CNR No.: DLCT01-013471-2023

SC No. 525/2023

FIR No. 579/2023

P.S Kotwali

20.05.2025

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. Ayub Ahmed Qureshi, Ld. Counsel for the
accused persons, namely, Saad Mirza and Wahaj.
Accused Saad S/o Raja is present on bail.
IO SI Satish Kumar is present.

PW Ct. Mohar Singh is present.

PW Abdul Rehan and PW-4 Ashok Vohra are not
present.

No reply to the bail application of the accused Saad
Mirza is forthcoming.

At request, the matter is passed over.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.05.2025

At 12.45 p.m.

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. Ayub Ahmed Qureshi, Ld. Counsel for the
accused persons, namely, Saad Mirza, Saad/So Raja
and Wahaj.
Accused persons, namely, Saad Mirza and Wahaj
Mirza have been produced from judicial custody.
Accused Saad S/o Raja is present on bail.
IO SI Satish Kumar is present.

Fresh *vakalatnama* has been filed on behalf of the
accused, namely, Saad S/o Raja by Mr. Ayub Ahmed Qureshi,

Contd...../-

Ld. Counsel. Same is taken on record. The accused has confirmed engagement of the said counsel to represent him in the present case. Separate statement of the accused is recorded to the said effect.

Mr. Shahroz Bakshi, Ld. Counsel has submitted that he may be discharged from the present case in view of the aforesaid statement. Accordingly, Mr. Sahroz Bakshi, Ld. Counsel is hereby ***discharged***.

PW-4 Ashok Vohra has been further cross-examined and discharged.

PW-5 Ct. Mohar Singh has been examined, cross-examined and discharged.

PW Abdul Rehan is present. However, he is discharged unexamined at the request of Ld. Counsel for the accused persons.

Reply to bail application of the applicant/accused Saad Mirza has been filed by the IO. Copy thereof is supplied to Ld. Counsel for the applicant/accused.

Nominal Roll of accused Saad Mirza has been received from CJ-05, Tihar. Copy thereof is supplied to Ld. Counsel for the applicant.

Issue fresh notice of the application to the concerned SHO/IO to submit particulars of previous involvements/antecedents of the applicant/accused, namely, Saad Mirza as well as the present status of cases/proceedings, if any, pending against him for 23.05.2025.

In the interest of justice, list for PE on **02.08.2025**.

Issue summons to PW Abdul Rehan (S. No. 3); PW ASI Umesh (S. No. 4) and the then MHC(M) along with register no. 19 and 21 along with IO SI Satish Kumar for the next date of hearing.

Contd...../-

List for arguments on the pending bail application
on 23.05.2025.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.05.2025

At 02.20 p.m.

At this stage, Mr. Pankaj Kumar, Assistant Superintendent, CJ-05, Tihar has appeared through video conferencing mode as well as report has been received from CJ-05, Tihar asserting as under:

“With reference to the subject cited above, it is submitted that the patient/inmate Saad Mirza S/o Akbar, the patient was referred to Emergency department DDU Hospital, as a follow up case of foreign body ingestion (? tile) for which the treating doctor referred the inmate/patient to Higher Centre at Safdarjung Hospital for UGIE + Removal and CECT whole abdomen investigation, however as per the treating doctor, the inmate/patient denied for the advised investigation and treatment and wants LAMA (left against medical advice). (Copy enclosed).”

(Emphasis supplied)

The Assistant Superintendent has further submitted that despite repeated endeavors, the accused has denied treatment despite him being taken to several Hospitals. Copy of the said report has been supplied to Mr. Mohd. Aqeel Azhar, Ld. Proxy counsel for the accused.

The accused has submitted that he not facing any difficulty. Separate statement of accused is recorded to the said effect.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.05.2025

Contd...../-

At 04.00 p.m.

At this stage, it has been brought to the notice of this Court that due to inadvertence wrong statement of the accused Saad Mirza has been got signed in respect of his medical treatment. Let the correct statement be signed by the said accused on the next date of hearing *i.e.* on **23.05.2025**.

Cosequently, issue notice to the concerned Jail Superintendent to produce the accused, namely, Saad Mirza, physically before this Court on the next date of hearing *i.e.* 23.05.2025.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.05.2025