

State vs. Raj Kumar @ Bhola & Ors.

CNR No.: DLCT01-013816-2022

SC No. 644/2022

FIR No. 208/2022

Under Section 302/307/120B/34 IPC & 25/27 Arms Act

PS I.P. Estate

27.04.2023

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. Jasvinder Singh, Ld. Legal Aid Counsel for the
accused, namely, Raj Kumar @ Bhola.
Mr. Jabbar Hussain, Advocate for the accused,
namely, Mustkeen.
Mr. Javed Ashraf Khan, Advocate for the accused,
namely, Samreen.
All the accused persons are produced from JC.

ORDER ON CHARGE

On hearing Ld. Counsel for the parties, perusal of written arguments filed by Ld. Counsel for the accused, namely, Samreen and examination of material on record, particularly, statement of the injured witnesses, namely, Mohd. Idreesh, Sunil @ Mogli, Ms. Shama, CCTV footages pertaining to the incident, seizure memos, transcript of mobile conversation between the accused, namely, Raj Kumar @ Bhola and Samreen, post-mortem report of the deceased, namely, Farman and MLCs of the injured witnesses, this Court is of the considered opinion that a *prima facie* case under Section 302 read with Section 107 IPC and 307 read with Section 107 IPC is made out against the accused, namely, Samreen. A *prima facie* case under Section 120B IPC, 302 read with Section 120B IPC and 307 read with Section 120B IPC are made out against the accused persons, namely, Raj Kumar @ Bhola and Mustkeen.

As regards *offences* under Section 25 and 27 Arms Act, IO is directed to place relevant notification prohibiting the kind of knives, as seized and used, in commission of *offences*.

The charges under Section 302 read with Section 107 IPC and 307 read with Section 107 IPC are framed against the accused, namely, Samreen. The charges under Section 120B IPC, 302 read with Section 120B IPC and 307 read with Section 120B IPC are framed against the accused persons, namely, Raj Kumar @ Bhola and Mustkeen. They pleaded not guilty and claimed trial. Issue notice to IO to appear before the Court to inform status of FSL report and case exhibits. To come up for further proceeding on **03.05.2023**.

Sanjay Sharma-II
ASJ-03, Central District
Tis Hazari Courts, Delhi
27.04.2023

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