

State vs. Rajkumar @ 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

21.11.2024

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. Ali Mehdi, Ld. Proxy counsel for Mr. Vineet Jain, Ld. Counsel for accused Raj Kumar @ Bhola.
Mr. Parveen Dabas and Mr. Jwala Singh, Ld. Counsel for the accused, namely, Mustkeen.
Mr. Antesh Mishra and Mr. Piyush Jain, Ld. Counsel for the accused, namely, Samreen.
Mr. Aman Dubey, Ld. Proxy Counsel for Mr. Abhinav Sharma, Ld. Counsel for accused, namely, Sabir.
Mr. J. S. Mishra, Ld. Chief Legal Defence Aid counsel for accused, namely, Salman.
Accused Ms. Samreen is present on bail.

PW Reshma is present.

It has been brought to the notice of this Court by the Ahlmad that the summons could not be issued to PWs, namely, Ms. Shama, SI Karan Singh and IO Inspector Abhishek Verma due to inadvertence.

The matter is passed over as the accused persons have not been produced from judicial custody.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
21.11.2024

At 04.30 p.m.

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Mr. Ali Mehdi, Ld. Proxy counsel for Mr. Vineet Jain, Ld. Counsel for accused Raj Kumar @ Bhola.
Mr. Parveen Dabas and Mr. Jwala Singh, Ld. Counsel for the accused, namely, Mustkeen.

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Mr. Antesh Mishra and Mr. Piyush Jain, Ld. Counsel for the accused, namely, Samreen.

Mr. Aman Dubey, Ld. Proxy Counsel for Mr. Abhinav Sharma, Ld. Counsel for accused, namely, Sabir.

Mr. J. S. Mishra, Ld. Chief Legal Defence Aid counsel for accused, namely, Salman.

Accused persons, namely, Raj Kumar Bhola, Mustkeen, Sabir and Salman have been produced from judicial custody.

Accused Ms. Samreen is present on bail.

IO SI Ganesh Kumar is present.

PW3 Ms. Reshma has been examined in chief and partly cross-examined by Ld. Addl. PP for State. Her further cross-examination by Ld. Addl. PP for the State is deferred as no time is left.

Notably, a copy of letter has been received by this Court from PW 'SB' (mentioned at Sl. No. 21 in the list of witnesses) inter alia expressing apprehension/threat to her life. In particular, it is recorded in the letter that she is the eye-witness to the incident and that she has been threatened to change her statement before this Court (*mujhko aur gawao ko dhamkee di ja rahi hai ki ya to gawahi badal do warna khana kharab to karenge hi, jarurat padi to jaan se bhi maar denge...*).

Considering the apprehension expressed by PW 'SB', **let a copy of the aforesaid letter along with the present order be marked to the concerned SHO to look into the concerns expressed by the witness and file a detailed report in this regard within a period of seven days from today.** Needless to mention, in the meanwhile, the witness be accorded necessary protection against threat. **A copy of this order is also provided to IO Inspector Ganesh in Court today.** It is further directed to the IO

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Inspector Ganesh to interact with the witness and apprise her of her rights under the Witness Protection Scheme. Consequently, the IO is directed to file a report in this regard. Copy of the aforesaid letter and this order be given *dasti* to the IO to comply with the directions and file report within a period of seven days from today. Copy of the aforesaid letter is also provided to the Ld. Counsel for all the accused persons.

In the interest of justice, list for PE on **16.01.2025**.

PW-3 Reshma (through concerned IO), PW 'Ms. SB' (S. No. 21 of list of witnesses, through the concerned IO) and PW SI Karan Singh along with concerned IO Inspector Ganesh Kumar be summoned for the next date of hearing i.e. on **16.01.2025**.

List for arguments on pending bail application on **02.12.2024**.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
21.11.2024