

State Vs. Swapnil & Ors.

CNR No.: DLCT01-018221-2021

SC No. 748/2021

FIR No. 30/21

P.S Darya Ganj

20.04.2024

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Sh. Gaurav Bindal and N. Sagar Varma Ld. Counsel
for the accused, namely, Vijay Kumar.
Mr. Chetan Pangasa, Ld. Counsel for accused, namely,
Swapnil.
IO Inspector Raj Kumar is present.

HC Ashwini and Ct. Anil Kumar are present.

Request for exemption, received on behalf of IO
Inspector Ichha Ram on the ground that he is on leave *w.e.f.*
19.04.2024. For the reasons stated therein, exemption is allowed for
today only.

It is observed from a perusal of the service report of
notice issued on 05.04.2024 to the Medical Superintendent, G.B.
Pant Hospital, the same was served by the concerned process server
only on 18.04.2024. However, no report/reply in compliance of the
directions of this Court with respect to MRI of accused Swapnil is
forthcoming.

**Accordingly, issue fresh notice to concerned
Medical Superintendent, to apprise this Court of the status of
the MRI conducted of accused Swapnil within a period of two
days from today. Copy of today's order as well as of order dated
05.04.2024 be annexed with the notice.**

The matter is passed over as neither the accused
persons have been produced from judicial custody nor are all the
accused persons, represented at this stage.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.04.2024

At 04.00 p.m.

Present : Mr. Amit Dabas, Ld. Addl. PP for the State.
Sh. Gaurav Bindal and N. Sagar Varma Ld. Counsel
for the accused, namely, Vijay Kumar.
Mr. Chetan Pangasa, Ld. Counsel for accused, namely,
Swapnil.
Accused persons, namely, Farman, Vijay Kumar,
Swapnil and Arpit produced from judicial custody.
IO Inspector Raj Kumar is present.

Vakalatnama filed on behalf of the accused Farman
and Arpit by Mr. Gaurav Bindal, Advocate. The same is taken on
record.

PW-2 Ct. Anil and PW-3 HC Ashwini have been
examined, cross-examined and discharged.

It is observed that the summons were not issued to PW
Sadiq. Upon inquiry from the *Ahlmad* regarding the same, it has
been brought to the notice of this Court that the summons could not
be issued due to inadvertence. Accordingly, **issue fresh summons
to PW Sadiq to be executed through the concerned IO** returnable
on next date of hearing.

Ahlmad is directed to remain careful in future.

List for PE on **22.05.2024**.

**PW Shabana, ASI Veena/DO along with the
concerned IO be summoned** for the next date of hearing.

Further, considering that it was brought to the notice of this
Court by the Ld. Addl. PP for the State on 05.04.2024 that the
proceedings challenging the order of discharge of accused Akash @
Hunny is already pending adjudication before the Hon'ble High
Court of Delhi and is next scheduled for 27.05.2024, further
proceedings *qua* the said accused before this Court have been
scheduled for 29.05.2024.

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Issue notice to the concerned IO Inspector Raj Kumar and Inspector Ichha Ram to appear before the Court along with a laptop in order to enable playing of relevant video recording / CCTV recording on next date of hearing.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
20.04.2024