

CC No. 38/2019
CNR No. DLCT11-000229-2019
RC No. 47(A)/1999/CBI/ACB/ND
CBI vs. Devender Gupta and Ors.

24.05.2025

Present: Sh. Raj Kamal, Ld. PP for CBI.

Sh. Gagan Minocha Ld. Counsel for A-1.

Sh. Bhavook Chauhan, Ld. Counsel for A-2 & A-3.

Sh. Sushil Bajaj, Ld. Counsel for A.4, A-5 & A-6.

Sh. H.R. Dhamija, Ld. Counsel for A-7.

(A-1) Devender Gupta and Anil Goel (A-6) is present on bail.

Personal appearance of accused nos.2 and 4 is stated to be already exempted vide order dated 25.05.2011 through their Ld. Counsel.

Personal appearance of accused nos.3 and 5 is stated to be already exempted vide order dated 30.04.2012 through their Ld. Counsel.

An application for personal exemption has been moved on behalf of (A-7) Govind Ram. Heard. In view of facts mentioned in the application, (A-7) is exempted from personal appearance for today only.

It is submitted by Ld. Counsel for A-1 that on last date of hearing while writing down exhibits and marks, date is mentioned as 19.05.2025 whereas on that day date was 20.05.2025. Secondly, he has submitted that there is one typographical error. He submits that while he had asked the question from witness that these statements recorded by IO in marked portion must have been recorded by IO correctly, however, while typing the said question inadvertently word marked portion could not be typed. He submits that in order to

understand that he was referring to only marked portion reference can be drawn towards previous question which he had asked from the IO.

As far as first error pointed out by Ld. Counsel regarding the date is concerned, same is corrected by exercising power u/s 362 Cr. P.C.

As far as error/omission of marking portion is concerned, Ld. PP for CBI submits that he does not remember about the said fact whereas witness stated that Ld. Counsel had asked about marked portion. In such circumstances, in view of submissions made by the witness, portion Mark X to X be read as marked portion in statement recorded by IO.

PW-74 Shri Alok Kumar, SP, CBI is present his cross examination is concluded. Ld. PP for CBI submits that no other PW is required to be examined in this case. In view of submission of Ld. PP for CBI, prosecution evidence is closed.

To come up for recording of statements of accused u/s 313 Cr. P.C on **02.06.2025**. Since it is requested by Ld. Counsels for accused persons that on next date of hearing only questions recorded u/s 313 Cr. P.C would be provided in digital form, accused persons may be exempted from personal appearance. At request of Ld. counsels for accused persons, accused persons are exempted from personal appearance on NDOH.

(Ankit Singla)
Special Judge (PC Act) CBI-02
RADC/New Delhi/24.05.2025