

CNR No. DLCT11-000287-2019
SC No. 03/2019
CBI Vs. Ashok Kumar Chawla etc.

05.09.2022

Present: Sh. Mohd. Shakeel, Sr. PP for CBI.

Proceedings against accused no. 1 Ashok Kumar Chawla already abated.

Accused no. 2 Vijaya Rajgopala in person.

Sh. Kunal Malhotra, Advocate for the accused no. 2.

PW Sh. K.K. Kapila present.

Ld. Sr. PP states that he will clarify regarding the relevancy of the statement of Sh. K.K. Kapila and it is quite possible that he may drop the witness and prays that he may be discharge for today.

Heard.

Allowed.

PW Sh. Pravin Kumar present.

His examination in chief has recorded as PW-20.

Cross examination of PW-20 is deferred as the Ld. Counsel for the accused expressed his inability to cross examine the witness stating that his application u/s 91 was allowed and the documents are not yet been produced.

He has moved another application furnishing the address of the properties in pursuance of order dated 29.08.2022 of this court.

On 29.08.2022, it was observing that the PW D.K. Roy Chowdhary whose cross examination was conducted on 24.02.2020 has stated that authorization warrant can be searched out by the name of the accused and the property number where the searches conducted.

In the application u/s 91 Cr.P.C. dated 26.02.2020 which was disposed of vide order dated 02.03.2020, it was prayed that the files in the name of Ashok Kumar Chawla, Vijaya Rajgopala, Centaur Impex Pvt. Ltd. and Centaur Helicopters Pvt. Ltd. containing satisfaction note and the authorisation warrant dated 30.08.1995 issued by Sh. P.K. Kashyap be produced.

Today the list of properties has been given. However, there is no mention in the list as to whether any of the properties was searched or not and in whose name the properties stands.

The Ld. Counsel for the accused submits that he will furnish the address (s) of the premises where the raid was conducted on 31.08.1995.

Accused no. 1 Ashok Kumar Chawla had already expired and the proceedings against him are already abated. As far as Accused no. 2 Vijaya Rajgopala is concerned, she is concerned with two premises one is at 2, underhill road and other at Defence Colony.

The authorisation letter and Panchnama in respect of Defence Colony are already available. The authorisation letter and Panchnama of 2, Underhill Road is not available which is now the only relevant document which needs to be called for.

Accordingly, issue notice to Principal Director, Investigation, Income Tax, Civic Centre, New Delhi for **07.09.2022** to produce the satisfaction note, Authorisation Letter and Panchnama of the search conducted on 31.08.1995 at 2, Under Hill Road by the authorised officer Sh. Pravin Kumar.

Summons issued to PW Jagdish received back unserved with the report that the same is not traceable.

The Ld. Sr. PP submits that he may like to drop the witness Jagdish.

Put up on **07.09.2022 (as already fixed)** for P.E.

(Vinay Kumar Gupta)
Principal District & Sessions Judge-
cum-Special Judge (PC Act) (CBI),
Rouse Avenue District Court
New Delhi/05.09.2022