

CNR No. DLCT11-000420-2022
CBI vs. M. P. Singh & Ors. (Rajesh Mishra)
CBI No. 41/2022

29.05.2025

Present: Sh. A. K. Kushwaha, Ld. Sr. PP for CBI.
HIO/SI Aakash Srivastav also present.

Accused Rajesh Mishra present on bail (through VC).
Sh. Kanhaiya Singhal, Ld. Counsel for accused Rajesh Mishra.

No PW is present today.

The matter was listed today for recording of prosecution evidence. Perusal of the record reveals that the present Charge Sheet was earlier filed by CBI against accused Dr. M.P. Singh and the other accused namely Rajesh Mishra(who was declared a Proclaimed Offender)

On conclusion of trial, accused Dr. M.P. Singh was convicted vide Judgment dated 30.03.2011 and sentenced vide order dated 31.03.2011.

Evidence of the prosecution witnesses recorded during the course of trial qua the accused Rajesh Mishra(who was declared a Proclaimed Offender) was considered under Section 299 Cr.P.C.

Subsequent thereto, the accused Rajesh Mishra(who was declared a Proclaimed Offender) was arrested on 09.06.2022 and the matter was revived qua him.

After framing of charge on 15.03.2024 against the accused Rajesh Mishra, the witnesses recorded earlier under Section 299 Cr.P.C. were summoned so as to give him opportunity to cross examine the prosecution witnesses.

Record reveals that in all 30 witnesses were examined, out of which PW-17 Ibomeha Singh, PW-18 N. Maniraton Singh, PW-7 S.K. Joshi, PW-25 Sunil Gombar and PW-13 Inspector L.T. Salu, CBI were dropped as process issued to them were received back with the report that they have expired.

Other witnesses who were recorded under Section 299 Cr.P.C. appeared and were cross examined on behalf of the present accused, except two witnesses namely PW-23 B.C. Rai and PW-24 Umeshwar Prasad.

Today, both these witnesses were summoned for their cross-examination on behalf of the accused Rajesh Mishra. Process issued to PW-24 Umeshwar Prasad has been received back with the report of CBI that this witness despite efforts could not be traced.

Process issued to PW-23 has been received back with the report that he is 79 years of age and being unwell is advised rest for two months.

Having regards to these facts and circumstances, one last and final opportunity is granted to CBI to summon and produce these two witnesses i.e. PW-23 B.C. Rai and PW-24 Umeshwar Prasad.

Considering the fact that this is an old matter, no further opportunity shall be granted for the same.

The matter be listed for recording of prosecution evidence on **14.07.2025**.

(Kanwal Jeet Arora)
Principal District & Sessions Judge-
cum-Special Judge (PC Act) (CBI),
Rouse Avenue District Court
New Delhi/29.05.2025