

**IN THE COURT OF SHRI HASAN ANZAR,
SPECIAL JUDGE, PC ACT (CBI-03),
ROUSE AVENUE DISTRICT COURT, NEW DELHI**

*CBI Vs. Binod Kumar Giri & Anr.
CC No. 321/2019
Date of Institution : 31.08.2016*

11.04.2026

Present : Sh. Shekhar Gehlot, Ld. PP for the CBI.
Sh. Gopal from Malkhana alongwith case properties and Sh. Nirmal Singh from System Division, CBI.
Accused No. 1 BK Giri on bail.
Accused No. 2 is absent.
Sh. Shikhar Sharma, Id. Counsel for A-1.
Sh. Umar Hashmi, Proxy Counsel for Sh. Ashish Dixit, Id. Counsel for A-2.

1. PW-55 Sudhanshu Shekhar is cross-examined on behalf of A-1. Proxy Counsel on behalf of A-2 seeks deferment of cross-examination of PW-55 as main counsel is not present.

2. On 11.03.2026, Id. Counsels for both A-1 & A-2 were put to the notice that cross-examination would commence on 12.03.2026. On 12.03.2026, after examination of PW-55, the witness was tendered for the cross-examination, however, request for an adjournment was made on 12.03.2026 and accordingly on the request of A-1, the matter was put for cross-examination on behalf of A-1.

3. On 13.03.2026, the Id. Counsel for A-2 was put to the notice that cross-examination on behalf of A-2 would commence after the cross-

examination of A-1.

4. On 10.04.2026 and 11.04.2026, the cross-examination was conducted on behalf of A-1 and when the Id. Defence Counsel for A-2 was asked to cross-examine PW-55, the request for an adjournment was made on the ground that main Counsel for A-2 is not available.

5. It is relevant to mention that invariably the dates for cross-examination is put after considering the convenience of all the parties.

6. An application for exemption from personal appearance has been filed on behalf of A-2 stating that due to stomach pain, he is unable to appear in the Court today. Perusal of previous order sheets reveals that A-2 usually appears through Video Conferencing (VC) from the comforts of his home.

7. Ld. Counsel for A-2 has been apprised that the PW-55 is regularly attending the court by appearing from Ranchi, Jharkhand and he should cross-examine the witness. Considering the conduct as well as the fact that proceedings are protracted due to the non appearance of Id. Counsel for A-2, however, in the interest of justice, last and final opportunity is granted to Id. Defence Counsel for A-2 to cross-examine PW-55 subject to the payment of cost of Rs. 20,000/-. It is further directed that A-2 shall appear on the next date of hearing and continue to

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appear till cross-examination on behalf of A-2 is completed and he is granted exemption from personal appearance for today only.

8. To come up for cross-examination of PW-55 Sudhanshu Shekhar on **23.04.2026 & 24.04.2026**.

9. Ld. Counsel for Accused No. 2 submits that next date of hearing may be changed to 25.04.2026. The request is declined in view of the conduct of the accused and moreover, PW-55 is an outstation witness and cannot be summoned on a very frequent basis.

(HASAN ANZAR)
Special Judge (PC Act) CBI-03,
RADC/New Delhi/11.04.2026