

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

*CBI Vs. Rakesh Kumar Jain @ R.K. Jain & Ors.
CC No. 327/2019
Date of Institution : 13.05.2016*

24.09.2024

Present : Ms. Rohini Anand, Ld. PP for the CBI alongwith HC Naresh Kumar from Summon Section, CBI.
A-1 Rakesh Kumar Jain @ R.K. Jain on bail.
A-2 Reema Jain and A-3 Mukesh Jain on bail – Through VC
Shri Deepak Bhadana and Shri Shubham Sahota, Ld. counsels for A-1 & A-2.
Shri Rahul Poonia, associate counsel for Shri S.P.M. Tripathi, Ld. Counsel for A-3.

Ms. Shweta Saxena, Chief Manager, State Bank of India, Shastri Bhawan, New Delhi is present and she submits that Shri Manoj Kumar Gautam has been apprised about his appearance today in the court. She further submits that Shri Manoj Kumar Gautam had left the services of the bank on 31.10.2023. She further submits that as per the telephonic interaction with Shri Manoj Kumar Gautam, there is every likelihood that Shri Manoj Kumar Gautam shall appear today before the court. Considering the explanation given by Ms. Shweta Saxena, the notice stands discharged.

Serving Officer HC Naresh Kumar from Summon Section, CBI is present and he submits that he would ensure that summons are personally served on the summonee.

PW-81 Shri Pradeep Sharma and PW-82 Shri Devender Kumar are examined and discharged.

It is observed that in the deposition of PW81 Shri Pradeep Sharma, the document which is written as D-269 vide Ex.P-146 (66 pages) should have been D-268. Accordingly, D-269 vide Ex.P-146 (66 pages) which is mentioned in the deposition of PW-81, shall be read as D-268 vide Ex.P-146 (66 pages).

Witness Shri Manoj Kumar Gautam is absent. However, perusal of the record reveals that the documents (D-42 vide Ex.P-19 i.e. letter dated 12.04.2014 of Chief Manager (Accounts), State Bank of Patiala, statement of account of Sargam Jain and FDR of Rs.25,000/-) were already admitted by A-1 and A-2. Ld. Counsel for A-3 submits that on instructions from A-3, he also admits the above-mentioned documents on behalf of A-3. Separate statement of the Ld. Counsel for A-3 in this regard is recorded.

Ld. PP for the CBI submits that in view of the fact that the documents (D-42 vide Ex.P-19 i.e. letter dated 12.04.2014 of Chief Manager (Accounts), State Bank of Patiala, statement of account of Sargam Jain and FDR of Rs.25,000/-) are admitted by the accused persons, there is no necessity to examine Shri Manoj Kumar Gautam. In view of the submissions, witness Shri Manoj Kumar Gautam is dropped from the list of witnesses.

Put up on **18.10.2024 and 19.10.2024** for P.E.

The following witnesses shall be examined on the scheduled dates and the summons be issued accordingly.

Sl. No.	Date Fixed	Witnesses to be examined
1.	18.10.2024	Ms. Sarita Jain (LW-79), Sh. Rishabh Jain (LW-72), Sh. Ashok Kumar (LW-64) and Sh. Channu Lal (LW-35)
2.	19.10.2024	Sh. Niraj Kumar Singh, Sh. Chandu Sharma, Sh. Prashant Swain (LW-53) and Sh. Ravinder @ Ravi (LW-82).

(HASAN ANZAR)

Special Judge (PC Act) CBI-03,
RADC/New Delhi/24.09.2024