

CNR NO. DLCT11-001389-2019
CBI No.341/2019
CBI V. MONISH MALHOTRA & ANR.

RC NO. DAI-2017-A-0030-DLI
CBI/ACB/ND
U/S 120B IPC r/w 7,8,13(2) r/w 13 (1) (d) of PC Act.

03.09.2024

Present : Sh. Hari Mohan, Ld. Sr. Public Prosecutor for CBI.

A1 Monish Malhotra is absent.

A2 Manas Patra on bail.

Sh. Deepak Bhadana, Ld.Counsel for A1.

Sh. Govind Singh, Ld. Counsel for A2.

MHC(M)/ Constable Gopal.

Ld. Counsel for A1 has filed an application seeking exemption from personal appearance of A1 for today only, wherein it is mentioned that presently he is working in the Customs Department at IGI Airport and he has been summoned in the matter Custom V. Samuel D. Johnson for today i.e. on 03.09.2024 by the Special Court/ NDPS of Dwarka District. Copy of the summon is also annexed with the application. It is submitted by the Ld. Counsel that the identity of A1 is not disputed, if any witness examined in his absence. Heard. **Keeping in view the submissions made in the application, exemption of A1 Monish Malhotra is allowed only for today.**

LW44 Sh. R. K. Srivastava is absent despite being served. A written request has been received wherein it is mentioned that he has to get issued the case files from CFSL, Case Section regarding the three examination reports, which were provided by him in the present case. **Keeping in view of the**

submissions made in the application, LW44 is exempted only for today.

PW34 Inspector Shitanshu Sharma is also absent despite being served. It is submitted by Ld. Senior PP for CBI that PW34 Inspector Shitanshu Sharma is unable to attend the Court today due to some urgent work.

It is submitted by Ld. Senior PP for CBI that mobile phones are traced.

Let **PW34 Inspector Shitanshu Sharma and LW44 Sh. R. K. Srivastava**, Principal Scientific Officer, CFSL, New Delhi, be summoned for the next date of hearing.

MHC(M) be also summoned for the next date of hearing with the traced mobile phones.

On request, be listed for PE on **17.09.2024**.

(GAGANDEEP SINGH)
Special Judge, PC Act, CBI-04
Rouse Avenue Courts, New Delhi
03.09.2024