

**IN THE COURT OF SHRI HASAN ANZAR,
SPECIAL JUDGE, PC ACT (CBI-03),
ROUSE AVENUE DISTRICT COURT, NEW DELHI**
CBI Vs. Rakesh Kumar Mishra @ Laddu Baba & Ors.
CC No. 382/2019
Date of Institution : 31.08.2009

21.11.2024

Present : Ms. Rohini Anand and Shri M.S. Mann, Ld. PPs for the CBI alongwith HIO/DSP Shri Rakesh Kumar and SI Shri Jagdish Chander from BS&FB (Malkhana), CBI.
A-1 and A-11 on bail.
A-3, A-8, A-10, A-12 and A-16 on bail – Through VC.
A-2, A-4, A-5, A-6, A-7, A-9, A-13 and A-17 are absent.
Proceedings against A-14 and A-15 stood abated vide orders dated 25.07.2017 and 09.12.2021.
Shri S.K. Sharma, Ld. Counsel for A-1, A-5, A-6, A-7, A-11, A-13 and A-17.
Shri Deepak Sharma and Shri Rahul Poonia, Ld. Counsels for A-2, A-4 and A-10.
Shri S. Prasad, Ld. Counsel for A-3 and A-8.
Shri Umakant, Ld. Counsel for A-9 – Through VC.
Shri Shambhu Kumar, Ld. Counsel for A-12 and A-16.

Separate applications seeking exemption from personal appearance have been moved on behalf of A-2, A-4, A-5, A-6, A-7, A-13 and A-17. For the grounds mentioned in the applications, the above-said accused persons are exempted from personal appearance for today only, through their Counsels.

Shri Umakant, Ld. Counsel for A-9 Anil Kumar Mandal was present through video conferencing at 10.00 AM and he was told that witness Shri Krishan Kumar Gauba is present and the Ld. Counsel for A-9 conveyed the court that he will file separate exemption application on behalf of A-9. However, neither the Ld. Counsel for A-9 nor A-9 has appeared. Issue Bailable Warrants in the sum of Rs.2,000/- against A-9 Anil Kumar Mandal and A-9 is also directed to remain physically present on the next date of hearing.

It is submitted on behalf of the prosecution that deposition of witness Shri Krishan Kumar Gauba only relates to A-1 and A-16.

It is specified that those accused persons who neither appeared through VC and are not physically present in the court, shall attend the proceedings physically in the court.

PW-102 Shri Krishan Kumar Gauba is examined, cross-examined and discharged.

Summon sent to PW-101 Shri Kaushal Kishore is received by his father. However, PW101 Shri Kaushal Kishore is not present. Appropriate order with regard to witness PW101 Shri Kaushal Kumar Kishore shall be passed on the next date of hearing i.e. 27.11.2024.

An application for return of passport of deceased/A-14 Shri Vrinder Singh Sood is filed on behalf of the prosecution stating that prosecution intends to furnish the passport to the deceased/A-14. A-14 Shri Varinder Singh is no more. Prosecution is directed to specify and clarify as to how the passport could be given to the deceased person.

Reply to the show cause notice is filed by HIO DSP Shri Rakesh Kumar. On oral submission, Ld. PP for the CBI submits that now the present has been forwarded by her. Considering the fact that application is now being forwarded by the Ld. PP for the CBI, show cause notice dated 16.10.2024 is recalled.

Put up for P.E. on the date already fixed i.e. **27.11.2024**.

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At this stage i.e. at 11.08 AM, Ms. Sonika, proxy counsel for Shri Umakant, Ld. Counsel for A-9 has appeared and filed an application for exemption of A-9. In view of the reasons explained in the application, A-9 is allowed exemption from personal appearance for today only. However, he is directed to remain present physically in the court on the next date of hearing i.e. 27.11.2024. Bailable warrant issued against A-9 is recalled.

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