

**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

15.01.2025

Present :

Shri M.S. Mann, Ld. PP for the CBI.

A-1 Rakesh Kumar Mishra @ Laddu Baba is produced from District Jail, Basti, UP – Through VC.

Shri Pardeep Kumar, Jail Warden, District Jail, Basti, UP (Mob. No. 9140610882 Email ID jailbasti@gmail.com) - Through VC.

A-7, A-8, A-9, A-11, A-16 and A-17 on bail.

A-3, A-6, A-10 and A-12 on bail – Through VC.

A-2, A-4, A-5, A-6 and A-13 are absent.

Proceedings against A-14 and A-15 stood abated vide orders dated 25.07.2017 and 09.12.2021 respectively.

Shri S.K. Sharma, Ld. Counsel for A-1, A-5, A-6, A-7, A-11, A-13 and A-17.

Shri S.P.M. Tripathi, Shri Deepak Sharma and Shri Ashish Tiwary, Ld. Counsel for A-2, A-4 and A-10.

Shri S. Prasad, Ld. Counsel for A-3 and A-8.

Shri Umakant Kataria, Ld. LAC for A-9.

Shri Shambhu Kumar, Ld. Counsels for A-12 & A-16.

Separate applications seeking exemption from personal appearance have been moved on behalf of A-2, A-4, A-5, A-6 and A-13 and it is submitted that the afore-mentioned accused persons shall not dispute their respective identities, if the evidence is recorded in their absence as duly instructed counsels are participating in the trial. For the grounds mentioned in the applications and also in view of the submissions that the identity of the accused persons are not disputed, the above-said accused persons are exempted from personal appearance for today through their counsels.

Shri Pardeep Kumar, Jail Warden, District Jail Basti has produced A-1 Rakesh Kumar Mishra @ Laddu Baba through Video Conferencing and he submits that A-1 Rakesh Kumar Mishra @ Laddu Baba is to be produced in some other court. Ld. Counsel for A-1 submits that there is no dispute to the identity of A-1 and there is no dispute if the evidence is recorded in his absence. In view of the submissions of the Ld. Counsel for A-1, Shri Pardeep Kumar (Jail Warden, District Jail Basti) is permitted to leave the proceedings of this case so that he can produce A-1 Rakesh Kumar Mishra @ Laddu Baba in some other court i.e. the court where A-1 Rakesh Kumar Mishra @ Laddu Baba is required to be produced.

Jail Superintendent, District Jail Basti, UP is directed to produce A-1 Rakesh Kumar Mishra @ Laddu Baba before this court either physically or through Video Conferencing on the date fixed i.e. 16.01.2025. Shri Pardeep Kumar, Jail Warden who has appeared through Video Conferencing is apprised about the next date of appearance for A-1 Rakesh Kumar Mishra @ Laddu Baba i.e. 16.01.2025.

PW-4 Shri Yudhister Pathak (Mob. Nos. 6393996992 & 7800957006) is examined-in-chief and cross-examination of PW-4 is deferred for the reasons mentioned in the deposition sheet of PW-4. Accordingly, PW-4 Shri Yudhister Pathak is discharged for today and he be summoned afresh for **20.02.2025 and 21.02.2025**. Ahlmad is directed to handover the summon to PW-4 for 20.02.2025 and 21.02.2025. It is informed that Shri Yudhister Pathak has duly received the summons.

Another witness PW-106 Shri Nand Lal Sharma is examined, cross-examined and discharged.

Shri Varun Gulati (LW67) is served for today, but he is absent. Appropriate order with regard to witness Shri Varun Gulati (LW67) shall be passed on the date already fixed i.e. 16.01.2025.

Put up on the date already fixed i.e. **16.01.2025** for P.E.

(HASAN ANZAR)
Special Judge (PC Act) CBI-03,
RADC/New Delhi/15.01.2025