

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*

31.05.2025

Present : Shri Mandeep Singh Mann, Ld. PP for the CBI.  
Shri Nirmal Singh from System Division alongwith case properties.  
A-13 and A-17 on bail.  
A-1, A-2, A-3, A-8 and A-10 on bail – Through VC.  
A-4, A-5, A-6, A-7, A-9, A-11, A-12 and A-16 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 Deepak Sharma, Shri Rahul Poonia and Shri Ashish Tiwary, Ld. Counsels for A-2, A-4 and A-10.  
Shri S. Prasad, Ld. Counsel for A-3 and A-8 – Through VC.  
Ms. Pulak Gupta, proxy counsel for Shri Umakant Kataria, Ld. LAC for A-9.  
Shri Ashish Tiwary, Ld. Counsel for A-12 and A-16.

Separate applications seeking exemption from personal appearance have been moved on behalf of A-4, A-5, A-6, A-7, A-9, A-11, A-12 and A-16. For the grounds mentioned in the applications, the above-said accused persons are exempted from personal appearance for today only through their Counsel.

LW-125 Shri Ch. E. Sai Prasad is absent despite service, however a request is received on his behalf praying that his evidence may

be recorded through video conferencing.

Summon sent to Shri Panna Lal (Sanctioning Authority) for 29.05.2025 was received with the report that the witness had retired in the year 2012. Address of the witness Shri Panna Lal is also mentioned in the letter written by Sr. Assistant Financial Advisor, PFA/Admn., N.E.R., Gorakhpur to CBI. Summons be sent to witness Shri Panna Lal (Sanctioning Authority) at his address as mentioned in the letter written by Admn. Gorakhpur i.e. Village & Post Belthara Road (Tinmuhani), District Ballia, UP-221715 for the next date of hearing. Let notice be also issued to Sr. Assistant Financial Advisor, PFA/Admn. Gorakhpur to produce the original sanction file in the court on 17.07.2025. The concerned IO/HIO is directed to coordinate with the Sanctioning Authority or the office of the Sanctioning Authority so that at the time of recording of the statement, no inconvenience is caused either to the witness or to other stake holders. A necessary status report in this regard shall be filed on or before 03.07.2025.

It is submitted by Id. PP for CBI that statement of Sh. Ch. E. Sai Prasad. (LW-125) is required to be recorded physically considering the importance of his testimony as prosecution is relying on the evidence that documents were forged in the computer, etc., and as such it would not be appropriate to record his testimony through Video Conferencing. Considering the submission made by the Id. PP for CBI, it is deemed necessary as well as in the interest of justice, the testimony of E Sai Prasad is recorded physically in the Court.

The summons to Sh. Ch. E. Sai Prasad (LW-125) shall be

sent at his residential address as well as through the Director, CFSL clearing detailing the details of Case number so that relevant record could be produced on the scheduled dates.

Put up on **03.07.2025, 04.07.2025, 16.07.2025, 17.07.2025 and 21.07.2025** for P.E.

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

<b>Sl. No.</b>	<b>Date Fixed</b>	<b>Witnesses to be examined</b>
1.	<b>03.07.2025</b>	LW-69 Vikas Kapoor, LW-70 Vikas Vohra LW-81 Vikas Ahuja and LW-82 Surender Kapoor.
2.	<b>04.07.2025</b>	LW-69 Vikas Kapoor, LW-70 Vikas Vohra LW-81 Vikas Ahuja and LW-82 Surender Kapoor.
3.	<b>16.07.2025</b>	LW 84 Surender Kumar Sharma and LW-122 Narender Bahadur Singh.
4.	<b>17.07.2025</b>	Shri Panna Lal (Sanctioning Authority) and LW-125 Shri Ch. E. Sai Prasad.
5.	<b>21.07.2025</b>	Shri Panna Lal (Sanctioning Authority) and LW-125 Shri Ch. E. Sai Prasad.

It is observed that some of the witnesses could not be served as they were not found available at their last known addresses. CBI is

directed to file status report with respect to the unserved witnesses by clearly indicating whether it is able to obtain their fresh addresses or not so that summons could be issued/served on the unserved witnesses.

The service report on the summons shall be filed at least ten days prior to the next dates of hearing and a status report in this regard shall be filed on or before 03.07.2025.

Issue notice to the In-charge of Malkhana and the System Division to depute an official who should be present alongwith the case properties such as laptop, write blocker and speakers to play the audio recordings in the Court on the scheduled dates.

The copy of the order be sent to the concerned SP, CBI to enable him to take appropriate measures in terms of the observation as made above. Copy be also given to the CBI.

HIO is directed to produce the un-relied upon documents in the court on **05.07.2025** so that application under section 457 BNSS (IA No. 05/2024), filed on behalf of the CBI, can be disposed of.

**(HASAN ANZAR)**  
Special Judge (PC Act) CBI-03,  
RADC/New Delhi/31.05.2025