

**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  
IA No. 05/2024*

16.07.2025

**ORDER**

1. Vide this order, I shall decide an application under section 457 of BNSS (IA No. 05/2024) filed on behalf of the prosecution for return of un-relied upon documents.

2. It is submitted that number of un-relied upon documents are lying in the Malkhana and the same are required to be returned to the Authorities concerned from where they were seized.

3. Reply was not filed by the Ld. Counsels for the accused persons, however, it is submitted by the Ld. Counsels for A-3, A-8 and A-2, A-4 & A-10 that the documents appearing at Sr. Nos. 1, 8, 9 and 34 may not be released to any person and be retained till the pendency of the trial and it is further submitted that the remaining un-relied upon documents may be released. Remaining counsels or the accused persons did not specify their stand and also did not make much submissions with respect to the application filed on behalf of the prosecution.

4. I have considered the submissions made on behalf of both the sides.

5. Perusal of the un-relied upon documents reveals that in so far as items appearing at Sr. Nos. 8 and 9 are concerned, the car bearing registration no. UP79 TC 7678 was already released on superdari vide order dated 06.03.2010 and, therefore, no orders are required to be passed with respect to items appearing at Sr. No. 8 and 9. It is submitted on behalf of the accused persons that documents at Sr. No. 1 (MR No. 1424/08 containing one cheque dispatch register) and at Sr. No. 34 (MR No. 1642/08 containing photocopies of the visitors Booking Register, CPWD, Western Court Hostel, Janpath, New Delhi) might be required by them for the purposes of their defence. Let the items appearing at Sr. No. 1 and 34 be retained in the Malkhana till further orders. The remaining un-relied upon documents appearing in Annexure-A, filed alongwith the application, may be handed over to the Authorities from where they were seized. However, while supplying the documents to the concerned Authorities, the CBI may obtain an undertaking from the respective Authorities or the concerned persons that they shall produce the documents as and when required by the court. Accordingly, the application under section 457 of BNSS (IA No. 05/2024) filed by the CBI is partly allowed in terms of the directions as indicated above.

**(HASAN ANZAR)**  
Special Judge (PC Act) CBI-03,  
RADC/New Delhi/16.07.2025.