

SC 175/2021

STATE Vs. SUNIL & ORS.

FIR No. 235 /2020

PS (Kalyan Puri)

27.07.2023

Pr.: Sh. Gaurav Pandey, Ld. Additional P.P. for the State.

All the three accused are present on bail with Proxy Counsel.

PW Manish, Rahul and Ashok are present with their sureties, namely, Monu, Saurabh and Mohit.

IO/SI Ram Shankar Pandit in person.

PWs Manish, Rahul and Ashok were absent on 02.03.2023 despite service of summons and bailable warrants for Rs.2000/- each were issued against them. On next date of hearing i.e. 15.05.2023, aforesaid witnesses did not appear despite execution of bailable warrants against them, therefore, penalty of Rs.2000/- each was imposed on the sureties of witnesses and bailable warrant in the sum of Rs.5000/- each were issued against them.

Penalty of Rs.2000/- each has been deposited by the sureties today. In view thereof, mobile phones of the sureties, namely, Monu, Saurabh and Mohit, deposited in PS Kalyanpuri, (in execution of warrant of attachments) be released to them.

PWs Manish, Rahul and Ashok are present. However, an adjournment is sought by accused persons, as their Counsel is not available today.

Perusal of the record shows that counsel of accused persons is not appearing for the last 3/4 dates of hearing.

Accordingly, witnesses are discharged unexamined today subject to cost of Rs.2000/- each to be paid by the accused persons to the witnesses present today. Cost be paid by the accused persons to the witnesses present today on next date of hearing. Witnesses present today are bound down for the next date of hearing.

Last and final opportunity is granted, failing which the opportunity to cross-examine the witnesses shall be closed.

Put up for PE on **19.09.2023**.

Copy of this order be sent to SHO, PS Kalyan Puri for compliance.

(Shail Jain)
Principal District & Sessions Judge,
East District, KKD Courts, Delhi.
27.07.2023