

I.A. NO. 3/2025
SC NO. 139/2025
STATE VS. FATIMA BEGUM
FIR NO. 608/2024
PS: SHASTRI PARK
U/S 103/115(2)/127(2)/110 BNS

20.11.2025

Present : Sh. Yogendra Singh, Ld. Addl. PP for State.
Sh. Yatindra Kumar, Ld. Counsel for
applicant/accused Fatima Begum.
IO Insp. Hawa Singh in person.

Reply already filed.

Part-arguments heard.

During arguments, Ld. Counsel for applicant/accused has submitted that as per the case of the prosecution, initially, the applicant/accused Fatima Begum was mentioned in the list of witnesses, but subsequently, after recording of 4 disclosure statements of accused Faiyaaz, the applicant/accused has been arrested on 03.09.2025.

Ld. Counsel for applicant/accused further submitted that the accused Faiyaaz was arrested on 04.06.2025 and phone was seized on 04.06.2025 itself.

On the basis of this, Ld. Counsel for applicant/accused has submitted that IO was aware of the fact that the applicant/accused Fatima Begum was also involved, despite that no efforts were made to arrest her and it is only after 3 months, the applicant/accused Fatima Begum was arrested for the reasons best known to the IO.

In reply, IO has submitted that the efforts were made

to arrest her, but she was absconding. However, on specific query, IO has failed to show what steps have been taken to apprehend the applicant/accused Fatima Begum during that period of 3 months when she was allegedly absconding.

Ld. Counsel for applicant/accused has filed certain documents showing that the applicant/accused Fatima Begum had filed one civil suit as well as one complaint u/s 156 (3) Cr.P.C., wherein one of the official of PS Shastri Park namely SI Upkar Sharma was also appearing and filed the ATR.

Ld. Counsel for applicant/accused has filed photocopy of ordersheets showing the appearance of the accused in the court and submitted that she never absconded and no efforts were ever made by the IO to arrest her, which shows that she was never absconding.

IO has submitted that on several occasions, he had made search and he had also visited the house of the accused Fatima Begum, but it was found locked, but no search warrants of arrest were got issued by the IO.

Put up for remaining arguments on **02.12.2025**.

(PUNEET PAHWA)
Special Judge (NDPS)/Addl. Sessions Judge
North East/KKD Courts, Delhi/20.11.2025