

SC 416/2021
STATE Vs. SACHIN SHARMA & ORS.
FIR No. 59 /2020
PS (Krishna Nagar)

16.03.2024

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

Accused Alok Gupta @ Kalu with counsel Sh. Ravinder
Kumar.

An application has been filed on behalf of accused Alok
Gupta @ Kalu for cancellation of his NBW.

Heard. **NBW issued against the accused are stayed till
NDOH.**

**Robkar be issued to accused Alok Gupta @ Kalu
regarding stay of his NBW till NDOH.**

Insp. Mukesh Rana, SHO PS Krishna Nagar and process
server HC Bhram Dutt are present.

Heard.

Statement of HC Bhram Dutt has been recorded
separately in which he has admitted that he had served summons
on SI Ravi Kumar physically but has misplaced the copy of
summons on which original signature of SI Ravi was obtained by
him. Despite that, it is clear from record that he has placed on
record photocopy of summons received by SI Ravi Kumar. The
photocopy of summons on which original report has been
mentioned by HC Bhram Dutt, shows that he had original copy
of received summons with him at the time when he had sent
report, as the photocopy bears the signature of SI Ravi Kumar.
Despite that, he had not sent original summons of SI Ravi Kumar
to the Court and had only sent photocopy of summons received

by SI Ravi Kumar. No explanation has been given by HC Bhram Dutt in this regard.

HC Bharam Dutt has stated in his statement that summons to Ct Sombir were sent on his Whatsapp number. Ct. Sombir had taken out print of the same, signed it and then sent it back on his Whatsapp. He has annexed that print with the summons but could not mention in his report that summons to Ct. Sombir was served through Whatsapp. HC Bhram Dutt has failed to explain the reason for service of summons to Ct. Sombir via Whatsapp.

Considering the same, let matter be reported to DCP, Shahdara for taking action against HC Bhram Dutt for defaulting in his duty. Report be submitted by the DCP, Shahdara, within one month from today.

SHO PS Krishna Nagar is discharged.

Put up for PE on **01.04.2024**.

(Shail Jain)
Principal District & Sessions Judge,
East District, KKD Courts, Delhi.
16.03.2024 (mk)