

SC 329/2023

STATE Vs. BHARAT

FIR No. 1/2023

PS (Gandhi Nagar)

03.03.2025

Pr. Sh. Gaurav Pandey, Ld. Addl. PP for the State.

Accused is present on bail with counsel Sh. Amit Kain.

Reply to application of State under Section 311 Cr.P.C. has been filed on behalf of accused.

Heard on the application under Section 311 Cr.P.C. and record perused.

As per case of the prosecution, the information regarding commission of offence was given by mother of victim Atul (PW1), but inadvertently, she could not be made a witness in this case. Considering the fact that recording of evidence is still in progress and only four witnesses have been recorded so far, in my opinion, it will be in the interest of justice to allow present application, as she is an essential witness, who had given information to the Police. **Accordingly, present application under Section 311 Cr.P.C. is allowed. Accordingly, name of PW-Usha be mentioned in the list of witnesses and she be summoned for NDOH.**

Put up for PE on 29.04.2025.

(Shail Jain)

Principal District & Sessions Judge,
East District, KKD Courts, Delhi.

03.03.2025 (mk)