

SC No. 3869/2019

State Vs. Deepanshu @ Himanshu @ Shambhu etc.

23.12.2019

Pr. Sh. Masood Ahmed, Ld. Substitute Addl. PP, for the
State.

All the accused persons are produced from JC.

Sh. Manjeet Singh, Advocate, for all the accused persons.

Arguments on charge heard.

Perused the record.

Prosecution case is that on 03.09.2019 at about 11.00pm, in Prem Gali, 3C, Gandhi Nagar, Delhi, within the jurisdiction of PS Gandhi Nagar, all the accused persons in furtherance of their common intention fired shots with pistol on the person of Gurcharan Singh @ Hunny, with such intention or knowledge, and under such circumstances that, if by that act, they all had caused the death of said complainant Gurcharan Singh @ Hunny, they all would have been guilty of committing his murder, and thereby they all committed an offence of attempt to murder.

Moreover, accused Sunny @ Varu @ Annu Bangali was found in possession of a pistol and two live cartridges, without any permit and licence, and accused Deepanshu @ Himanshu @ Shambhu had used the pistol, which was in his possession without any permit and licence.

Even the MLC of the complainant Gurcharan Singh clearly mentions that he had sustained the gun shot injury on his both

thighs.

Keeping in view the facts and circumstances of the matter, prima facie case for offence under Sections 307/34 IPC is made out against all the accused persons, and case for offence under Section 25 Arms Act is also made out against accused Sunny @ Varun @ Annu Bangali, besides case for offences under Section 25 & 27 Arms Act is also made against accused Deepanshu @ Himashu @ Shambhu.

Accordingly, the charges for the said offences are framed against the accused persons to which they pleaded not guilty and claimed trial.

Be put up for prosecution evidence on 10.01.2020.

Material prosecution witnesses be summoned for the next date of hearing.

The bail application moved on behalf of the applicant/accused Shanki @ Naveen is also kept pending for the next date of hearing.

(Deepak Jagotra)
District & Sessions Judge, East
KKD Courts, Delhi/23.12.2019