

SC 3869/2019

STATE Vs. DEEPANSHU @ HIMANSHU @ SHAMBHU ETC.
FIR No. 279 /2019
PS (Gandhi Nagar)

04.07.2024

Pr.: Sh. Gaurav Pandey, Ld. Additional P.P. for the State.
All the five accused are present on bail.
Ms. Samiksha Sharma, Ld. Counsel for accused
persons.

PW-11 Sh. Kushal Pal Singh, Additional DCP has been examined. He has not been cross-examined as Ld. Counsel for the accused persons has left without informing the Court. It is submitted by Ld. Additional P.P. that the Ld. Counsel has left the Court as she has to appear in another matter in Court no. 30 in the Karkardooma Courts. At this stage, Sh. Paramdeep Singh and Sh. Ujjwal Soni, Proxy Counsels for accused persons have stated that because of the matter being called in Court no. 30, counsel for the accused has to leave the Court without intimation. On further inquiry, it was informed that even Ms. Samiksha Sharma, who was present in the Court in the morning and who has stated that she is counsel for the accused persons is not the counsel but a proxy counsel and has left the Court without informing.

Considering the same, opportunity to cross-examine the Additional DCP is closed. Additional DCP is discharged.

MHC(M) has not appeared.

Be awaited for evidence.

(Shail Jain)
Principal District & Sessions Judge,
East District, KKD Courts, Delhi.
04.07.2024 (pm)

(At 10.55 a.m.)

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

All the five accused are present on bail.

Sh. Manjeet Singh, Ld. Counsel for accused persons.

On the first call, MHC(M) has not appeared. Now he has appeared, but not brought the register no. 19 alongwith him. He submits that within 5-10 minutes, someone is bringing register no. 19. Considering the conduct of MHC(M) concerned SHO be called.

Be awaited for evidence.

(Shail Jain)

Principal District & Sessions Judge,
East District, KKD Courts, Delhi.
04.07.2024 (pm)

(At 11.10 a.m.)

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

All the five accused are present on bail.

Sh. Manjeet Singh, Ld. Counsel for accused persons.

PW-12 HC Som Pal, MHC(M) has been examined, cross-examined and discharged.

Summon sent to PW Sh. V.R. Anand received back unserved with the report that he is unable to appear before the Court today as he has to appear before the Court of Sh. Sushant Changotra, Ld. ASJ, East District, Karkardooma Courts, Delhi.

Considering the fact that Court of Sh. Sushant Changotra, Ld. ASJ, East District, Karkardooma Courts, Delhi is situated in Karkardooma Courts, Delhi. It is clear that if witness

has received summons for two Courts for same day, which are situated in same premises, he can appear & depose in both cases. Despite that, the witness has not appeared in the present matter, issue bailable warrant for the sum of Rs.2000/- against him alongwith notice under Section 350 Cr.P.C. for the next date of hearing.

SHO concerned has not appeared due to some law & order problem.

PWs be summoned for next date of hearing.

Put up for PE on **07.08.2024**.

(Shail Jain)
Principal District & Sessions Judge,
East District, KKD Courts, Delhi.
04.07.2024 (pm)