

SC No. 1152/22
State Vs. Sachin etc.

27.10.2022

Present: Sh. Gaurav Pandey, Ld. Addl. PP for the State.
All the accused are present on bail.
Mohd. Tofik, Counsel for the accused Sachin and Varun.
Sh. Ishwar Singh, Counsel for accused Akshay.

Arguments on charge heard.

Gone through the record and perused the file.

Perusal of the record shows that on 13.01.2021 at about 7.45 am in front of H. No. X//5962, Gali No.12, Subhash Mohalla, Gandhi Nagar, Delhi, all the accused in furtherance of their common intention, committed robbery of Black colour wallet containing Rs.900/- (rupees nine hundred) & photocopy of Aadhar Card and Mobile Phone make Huawei Y9 Prime of Green colour having SIM No. 8882603464 and IMEI Nos. 862943044391140 & 862943044405155 from the possession of complainant Durgesh Kumar and while committing the said robbery, accused Sachin had used a knife.

Further, on 12.02.2021, at 1st floor, H. No.2576, Gali No.16, Kailash Nagar, Gandhi Nagar, accused Varun had got recovered the aforesaid wallet and on 19.02.2021, at H. No.9/2646, Gali No.16, Kailash Nagar, Gandhi Nagar, accused Akshay had got recovered above mentioned mobile phone which they had retained despite knowing to be stolen property.

Keeping in view the facts and circumstances of the case, prima facie case for charges for offence under Section 392/34 IPC against all the accused, U/s 397 IPC against accused Sachin and alternatively U/s 411 IPC against accused Varun and Akshay is made out.

Consequently, the charge for said offences is framed against the accused persons to which they pleaded not guilty and claimed trial.

Let the material prosecution witnesses be summoned for the next date of hearing.

Be put up for prosecution evidence on 11.01.2023.

(Deepak Jagotra)

Principal Distt. & Sessions Judge (East)
KKD Courts, Delhi/27.10.2022