

**IN THE COURT OF ASJ/SPECIAL JUDGE/NDPS
PATIALA HOUSE COURTS, NEW DELHI**

Presided by: Atul Ahlawat, DHJS

SC No. 47/2022

NCB Vs. Sarvotthaman Guhan & Ors.

02.06.2025

Present: Sh. P C Aggarwal, Ld. SPP for NCB
Sh. Chinmay Dubey, Ld. counsel for accused Dixita Golwala.
Sh. Vedant, Ld. Proxy counsel for Sh. Abhir Dutt, Ld. Counsel for accused Sarvotthaman Guhan and Jasbir Singh alongwith accused persons.
Sh. Kunal Narwal, Ld. counsel for accused Krunal alongwith accused.
Ms. Sangeeta, Ld. counsel for accused Raghunath through VC.
Ms. Neha Tandon, Ld. Counsel for accused Shradha Surana through VC.
Sh. Vikram Hegde, Ld. Counsel for accused Ashray Pandey, Naman Sharma and Devesh Vasha.
Sh. Rajeev Ranjan, Sh. Rishikesh Kumar and Sh. Gunjan Kumar, Ld. Counsel for accused Md. Aslam
Accused Suvashish Roy produced from JC.
Accused Raghunath and Aditya Reddy (both discharged in present case).
Accused Ashray Pandey and Devesh Vasha on bail absent.
Accused Dixita Golwala is present through VC.
Accused Sarvotthaman Guhan, Rahul Mishra, Jasbir Singh, Shradha Surana, Naman Sharma, Krunal Golwala, Mohd. Aslam @ Chiko, Parichay Arora @ PPtheplug and Vishal Chaturvedi @ Vicky

Perusal of record reflects that accused Raghunath has already been discharged vide order dated 26.03.2025 and he was directed to furnish bail bonds u/s 437-A CrPC, 1973.

However, till date despite several opportunities, he has not furnished the same.

It is submitted by Ld. Counsel for accused Raghunath that he is in JC in some other case and he could arrange a surety and request for granting one final opportunity is being made. In the interest of justice, let the same be filed within two days from today.

The Ld. Counsel for accused Ashray Pandey has moved an application u/s 228 BNSS, 2023 seeking exemption from personal appearance on the ground that the applicant is a resident of Kolkata and he could not travel to Delhi as he had to take leave from his work place and the CIS website indicated that the Ld. Predecessor of this Court on leave and the applicant had not anticipated the hearing would take place today.

Without discussing the merits of the aforesaid application, the present application is allowed only for today, merely because the Ld. Predecessor of this Court was on paternity leave till 06.06.2025, therefore, the benefit of doubt is given to the applicant and the present application is allowed for today only, alongwith a direction that on the NDOH, no request for personal appearance shall be entertained at any cost.

The Ld. Counsel for accused Devesh Vasha has moved an application u/s 228 BNSS, 2023 seeking exemption from personal appearance on the ground that the applicant is a resident of Kolkata and he could not travel to Delhi as he had to take leave from his work place and the CIS website indicated that the Ld. Predecessor of this Court on leave and the applicant had not anticipated the hearing would take place today.

Without discussing the merits of the aforesaid application, the present application is allowed only for today, merely because the Ld. Predecessor of this Court was on paternity leave till 06.06.2025, therefore, the benefit of doubt is given to the applicant and the present application is allowed for today only, alongwith a direction that on the NDOH, no request for personal appearance shall be entertained at any cost.

The Ld. Counsel for accused Dixita Golwala has moved an application u/s 228 BNSS, 2023 seeking exemption from personal appearance on the ground that the applicant is a resident of Mumbai and she could not travel to Delhi as the CIS website indicated that the Ld. Predecessor of this Court on leave and the applicant had not anticipated the hearing would take place today.

Without discussing the merits of the aforesaid application, the present application is allowed only for today, merely because the Ld. Predecessor of this Court was on paternity leave till 06.06.2025, therefore, the benefit of doubt is given to the applicant and the present application is allowed for today only, alongwith a direction that on the NDOH, no request for personal appearance shall be entertained at any cost.

An application has been moved on behalf of accused Krunal Golwala, seeking exemption from physical appearance before NCB office, Ahmedabad, in compliance of the bail condition imposed vide order dated 28.02.2025.

This court can not fathom the reason for the aforementioned application, since his appearance before this court today is a matter of record and there was no need for moving the present application. The Ld. SPP for NCB has fairly

submitted that the said condition was imposed upon the accused, for his appearance on every first Monday of the calendar month, since he is a resident of Surat, Gujarat and it was merely to ensure that the accused/applicant does not abscond, however, the appearance of accused before this Court, would have automatically being the preference over marking attendance before NCB, Ahmedabad.

The aforementioned application is allowed alongwith a direction to NCB, Ahmedabad that in case the hearing of this case happens to fall on first Monday of a calendar month, then the accused Krunal Golwala shall be automatically exempted from marking his appearance on the said day and in lieu of the same, he shall mark his attendance on the second Monday.

Formal charge against the accused persons namely Sarvothaman Guhan, Rahul Mishra, Jasbir Singh, Shradha Surana, Naman Sharma, Suvasish Roy @ Jesse Roy, Krunal Golwala, Mohd. Aslam @ Chiko, Parichay Arora @ PPtheplug and Vishal Chaturvedi @ Vicky is framed today.

Re-list for framing of formal charges against accused Ashray Pandey, Devesh Vasha and Dixita Golwala on **06.08.2025**.

(Atul Ahlawat)
ASJ/Spl. Judge, NDPS/N. Delhi
02.06.2025