

**SC 47/2022**

**NARCOTICS CONTROL BUREAU Vs. SARVOTHAMAN  
GUHAN**

**05.02.2026**

Present: Sh. P C Aggarwal, Ld. SPP for NCB.  
Sh. Sachin Jain, Ld. Proxy counsel for accused  
Dixita Golwala.  
Sh. Abhir Dutt, Ms. Varnika and Debayan  
Gangopadhyay, Ld. Counsel for accused  
Sarvotthaman Guhan and Jasbir Singh.  
Sh. Kunal Narwal, Ld. counsel for accused Krunal.  
Ms. Neha Tandon, Ld. Counsel for accused Shradha  
Surana.  
Ms. Chinmayi Srivastava, Ld. Counsel for Sh.  
Ashutosh Yadav, Ld. Counsel for accused Aashray  
Pandey, Naman Sharma and Devesh Vasha.  
Sh. Lewish Edward, Ld. counsels for accused  
Suvashish Roy.  
Sh. Sumit Goyal, Ld. counsel for accused Rahul  
Mishra.  
Accused Suvashish Roy produced from JC.  
Accused Md. Aslam is present (through VC).  
Accused Aashray Pandey, Vishal Chaturvedi, Rahul  
Mishra, Sharadha Surana, Naman Sharma, Devesh  
Vasa, Jasbir Singh, Sarvotthaman Guhan, Krunal,  
Parichay Arora and (on bail) are present.  
Accused Dixita Golwala is absent.  
Accused Raghunath and Aditya Reddy were  
discharged in present case.

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 her father is not well. The application is accompanied with the copy of the medical documents. Heard. Allowed alongwith the direction for her to remain present on NDOH.

The present matter is time bound by the orders passed by the Hon'ble Supreme Court of India on 16.12.2025, wherein the NCB was directed to expedite the examination of the witnesses. In pursuance of the said order passed by the Hon'ble Supreme Court of India, the NCB moved an application, which was taken up on 19.12.2025, vide which the Ld. SPP for NCB has placed on record the afore-mentioned order passed by the Hon'ble Supreme Court of India. Since, the date was earlier given for 11.03.2026, upon the application moved by the NCB, the notice was issued to all the accused persons and witnesses were called afresh for 04.02.2026, 05.02.2026 and 06.02.2026. The witnesses who were summoned for 04.02.2026 were duly examined, cross-examined and discharged.

As per order dated 05.01.2026, this Court had summoned four witnesses for today i.e. PW Inspector Rajeev Sehrawat, PW Assistant Director Dhananjay Some and PW Assistant Director Amit Kumar Tiwary. None of the witnesses are present today and separate requests seeking exemption has been received on behalf of the witnesses.

The request seeking exemption on behalf of PW Amit Kumar Tiwary is sent by Assistant Director, NCB, Chandigarh, wherein it has been stated that due to operational exigency, the witness could not appear before this Court today. The request sent by the superior officer, does not disclose any

material reason for the non-appearance of the witness, especially when the NCB is fully aware of the orders passed by the Hon'ble Supreme Court of India in this case, therefore, the request is hereby declined. Let bailable warrants be issued against PW Amit Kumar Tiwary, Assistant Director, NCB, Chandigarh Zonal Unit, in sum of Rs 5000/- for the next date of hearing, to be executed through the office of Director General, NCB, HQs.

The request seeking exemption on behalf of PW Inspector Rajeev Sehrawat is sent by Deputy Commandant, CISF, Bhopal, wherein it has been stated that the witness could not appear before this Court today, since he is not well. The request is accompanied with the copy of the medical documents, in which the witness has been advised bed rest. In view of the request and the medical documents, the exemption application is allowed only for today.

The request seeking exemption on behalf of PW Assistant Direction Dhananjay Some, is sent by Assistant Director, NCB, Kolkata, wherein it has been stated that due to operational exigency, the witness could not appear before this Court today. The request sent by the superior officer, does not disclose any material reason for the non-appearance of the witness, especially when the NCB is fully aware of the orders passed by the Hon'ble Supreme Court of India in this case, therefore, the request is hereby declined. Let bailable warrants be issued against PW Assistant Direction Dhananjay NCB, Kolkata, in sum of Rs 5000/- for the next date of hearing, to be executed through the office of Director General, NCB, Hqs.

Issue summons to witnesses Inspector Rajeev Sehrawat and PW Sh. Sunil Bagotia (ACE, CRCL) through office of Director General, NCB, HQs along-with the direction

that no request seeking exemption shall be entertained on the NDOH in view of the directions passed by the Hon'ble Supreme Court of India in the present case for 13.04.2026.

Now to come up on **13.04.2026**.

The date which was already fixed i.e. 06.02.2026 is hereby cancelled, since after fixing the said date on 05.01.2026, the Ld. Principal District & Sessions Judge, PHC, has nominated the undersigned to attend the training program on 'Supervisory and Administrative Skills' for the Judges, who are currently discharging the duties of administration in District Courts, which is to be held at Delhi Judicial Academy, Dwarka, New Delhi. The Naib Court is directed to inform the witnesses beforehand, so that they need not travel to Delhi to attend the Court hearing tomorrow.

The witnesses summoned for 06.02.2026 i.e. PW Sh. Kuldeep Sharma, Assistant Director; Sh. Sachin Guliya, Superintendent; and PW Inspector Sachin Kumar be summoned afresh through office of Director General, NCB, HQs along-with the direction that no request seeking exemption shall be entertained on the NDOH in view of the directions passed by the Hon'ble Supreme Court of India in the present case for **22.04.2026**.

**(Atul Ahlawat)**  
**ASJ/Spl. Judge, NDPS/N Delhi**  
**05.02.2026**