

SC No. 11/2023
STATE Vs. Ajay @ Mogli & Anr.
PS Sagarpur
FIR No. 43/2022

21.07.2025

Present: Sh. K D Pachauri, Ld. Additional PP for the State.
Sh. A K Sheoran, Ld. counsel for accused Chanan
Kaur.
Accused Chanan Kaur is absent.
Accused Ajay @ Mogli is absent.

An exemption application from personal appearance filed on behalf of accused Chanan Kaur on the ground of her ill health. Heard and allowed for today only with direction to appear on the next date of hearing and also with the direction to file medical document on the NDOH.

Perusal of record reflects that the Ld. Predecessor of this Court had issued the process u/s 82 CrPC after the NBWs were received back unexecuted.

It is submitted by Ld. Addl. PP for the State that the date of issuance of NBWs and the process u/s 82 CrPC, are both after 01.07.2024 and in the interest of justice, let the fresh process u/s 84 BNSS, 2023 be issued, so that in case the accused does not appear after the proclamation, the trial in *absentia* can be conducted.

In view of the submissions of Ld. Addl. PP for the State, let fresh process u/s 84 BNSS, 2023 be issued against accused Ajay @ Mogli for NDOH. Hence, process server SI Ganga Sahai is discharged unexamined.

List for recording statement of process server qua accused Ajay @ Mogli on 14.10.2025.

(Atul Ahlawat)
ASJ/Spl. Judge, NDPS/N. Delhi
21.07.2025