

SC no. 378/18
FIR no. 64/2018
PS: Special Cell (SWR)
State Vs. Ashish Sharma & Ors.

01.02.2019

Present: Sh. S.K. Kain, Id. Addl. PP for the State with IO SI Anuj PS Special Cell.

Accused Ashish Sharma is on regular bail.

Accused Asim Ali, Praveen Saini, Rajender Kumar, Pawan Kumar and Lalit Sukhija produced in Judicial Custody.

Sh. Nishant Bhardwaj, proxy counsel for Sh. Khanhiya Singhal, learned counsel for accused **Ashish Sharma**.

Sh. Manoj Lohia, learned counsel for accused **Asim Ali**.

Sh. Anil Bhardwaj and Sh. Deepak Kaushik, learned counsels for accused **Praveen Saini, Pawan** and **Rajender Kumar**.

Sh. Rajiv Mohan, learned counsel for accused **Lalit Sukhija**.

E-challan filed today by the IO.

Copy of the e challan supplied to the accused persons.

Arguments on charge heard.

It is stated by learned counsel for accused persons that accused persons have been falsely implicated and no recovery was effected from their possession, hence no charge is made out against the accused persons.

Arguments on charge considered and record perused. Perusal of the record shows that there are sufficient grounds to frame charge for the

offences punishable under section 22/28/29 NDPS Act against the accused Ashish Sharma and Asim Ali, for the offences punishable u/s 28/29 and 22 NDPS Act against the accused Parveen Saini and for the offences punishable under section 28/29 and 22(c) NDPS against the accused Rajender, Pawan Kumar and Lalit.

Accordingly, respective charges for the aforesaid offences have been framed against the accused persons. Charges have been put and explained to the accused persons in simple Hindi to which they pleaded not guilty and claimed trial.

Part arguments on the bail application of accused Asim Ali, Rajender and Lalit heard. Bail applications be put up for further arguments on **12.02.2019**.

At this stage, Sh. Anil Bhardwaj and Sh. Deepak Kaushik learned counsels for accused Rajinder submit that on 12.02.2019 he is out of station and prayed that the bail application of accused Rajender be listed for hearing on 28.02.2019. As prayed, bail application of accused Rajender be put up for arguments on **28.02.2019**.

At this stage, it is submitted by IO that in compliance of order dated 11.01.2019, Jail Supdt be directed to produce the accused Lalit Sukhija before the Director FSL, Rohini, Delhi for taking his voice sample on 08.02.2019 at 10.00 a.m.

In the facts and circumstances, Jail Supdt. is directed to produce the accused Lalit Sukhija before Director FSL, Rohini, Delhi for taking his voice

sample on **08.02.2019 at 10.00** a.m in compliance of order dated 11.01.2019.

Ld. Addl. PP for State submits that extradition proceedings against the accused Harvinder Singh @ Bali are under process and it will take some time in completing the procedure.

IO has filed on record the report regarding proceedings u/s 82/83 Cr.P.C against the accused Axat Gulia @ Akshit @ Akshay and submits that now the accused Axat Gulia @ Akshit @ Akshay has been arrested and is judicial custody and separate supplementary charge sheet will be filed against him within two-three months.

Matter is adjourned for Prosecution Evidence and witnesses be summoned as per following schedule : -

Serial number of witnesses	Dates of hearing
4 and 5	10.04.2019
6 and 7	11.04.2019
8 and 9	12.04.2019

IO and MHC(M) with case property, if any, be summoned for all the dates of hearing fixed in the matter.

Copy of the order be given dasti to IO and another copy be sent to Jail Supdt. for necessary compliance.

(Ajay Pandey)
Addl. Sessions Judge -04,
New Delhi District, Patiala House Courts,
New Delhi
01.02.2019