

CNR No. DLNE01-000309-2012

SC No. 44781/2015

State Vs. Prem Chander Prasad

FIR No. 136/2012

PS: Crime Branch

28.04.2022

Present: Sh. R. K. Satyarthi, Ld. Addl. PP for the State.
Accused Prem Chander Prasad and Baleshwar Ram on bail are absent.
Accused Iliyas @ Tiwari and Ravi Kumar Sharma are on bail.
Sh. B.B. Sharma, Ld. Counsel for the accused Iliyas @ Tiwari.
Sh. Kartikay Mathur, Ld. Counsel for the accused Prem Chander Prasad.
Sh. Harender Chaudhary, amicus curaie for accused Baleshwar Ram.
Sh. Uday Vir Singh, amicus curaie for accused Ravi.

Matter is fixed for evidence of prosecution.

Notices issued to the witnesses of the prosecution IO/SI Surender Singh, ASI Sukhbir Singh, MHC(M) and ASI Rajbir received back with the reports served. Only IO/Inspector Surender Singh has appeared. MHC (M) Ravinder has appeared without uniform along with the case property. HC Ajay from Crime Branch has brought the photocopy of a request of ASI Sukhbir Singh and submitted that ASI Sukhbir Singh has sent a request on WhatsApp that he cannot appear in the court. But it appears to this court that this ASI Sukhbir Singh is negligent and delinquent person when he was having any problem in appearing in the court, he could send at least original request but this ASI who is a member of disciplined force appears to be indisciplined person. He has merely sent photocopy of the request stating

therein that he is deployed to supervise the case in Jahangirpuri. So the DCP concerned is requested to look into such negligent conduct of this police official and to needful so that he may not repeat such conduct in future. Exemption from personal appearance of ASI Sukhbir Singh is granted today. Attested copy of this order be sent to the DCP concerned for compliance.

Accused Prem Chander Prasad who is on bail has not appeared but his counsel Sh. Kartikay Mathur has moved an application stating therein that this accused Prem Chander Prasad is the permanent resident of Motihari, Bihar and he is suffering from severe diarrhea and extreme weakness so he is unable to travel from Bihar and he could not come today. But no medical certificate has been placed on record along with this application. In view of the application moved by the Id. Counsel for this accused, he is exempted from personal appearance for today but subject to the condition that he will produce the medical certificate on the next date of hearing.

Accused Baleshwar Ram who is on bail has also not appeared but Sh. Harender Chaudhary, amicus curiae for this accused has moved an application for seeking exemption from personal appearance of this accused stating therein that the younger daughter of this accused is seriously ill and so he could not come. But no medical document of any person along with this application has been filed to show that the younger daughter is either ill or seriously ill. In view of the application moved by the Id. Counsel for this accused, he is exempted from personal appearance for today but subject to the condition that he will produce the medical document on the next date of hearing.

Accordingly, matter stands adjourned for evidence of the prosecution, appearance of the accused Baleshwar Ram and Prem Chander Prasad and also for filing of medical documents by the accused Baleshwar Ram and Prem Chander Prasad.

To come up on **22.08.2022**.

(PAWAN KUMAR MATTO)
Special Judge (NDPS)/ASJ
North East/Delhi/28.04.2022