

8 SC 18/2015 44792/2015
STATE Vs. RAJESH
FIR No.70 /2005
PS New Usman Pur

21.10.2024

Present: Sh. Kamal Akhter, Ld. Addl. PP for the State.
Sh. Aditya Kumar Singhal, Ld. Amicus Curiae for the
accused Raja alongwith accused.
Sh. J. P. Srivastava, Ld. Counsel for the accused Rajesh @
Kalia alongwith accused.
Sh. Pratap Dhaka, Sh. Harish Kumar and Sh. Adarsh Kumar
Ld. Counsels for accused Raj Kumar alongwith accused.
Sh. Praveen, Ld. LAC for accused Bablu Khatri.
Sh. U. K. Rai, Ld. Counsel for accused Guddu alongwith
accused.
Accused Bablu @ Khatri produced from JC.
Accused Manish, Ranveer and Sanjay in person.
Proceedings against accused Ravi have stood abated vide
order dated 03.02.2023.

On the LDOH, this Court had issued NBWs against the
accused Raja, which is received back unserved with the report that he
does not reside at the given address.

In pursuance of notice issued to his surety namely Anju, she
has produced the accused before this Court. The accused has filed the
copy of his Aadhar Card, on which the same address is mentioned on
which the NBWs were issued against him.

An application seeking cancellation of NBWs is moved by
Ld. LAC for accused Raja. It is submitted on behalf of the accused that
he had noted down wrong date i.e. 21.10.2024 instead of 21.09.2024 and
his non appearance was neither intentional nor deliberate.

Considering the averments made in the present application,

the NBWs issued against accused Raja vide order dated 21.09.2024 is hereby canceled. His previous bail bond/surety bond is restored.

An application u/s 205 Cr.PC is moved by the Ld. Counsel for the accused Ranveer seeking exemption from personal appearance on the ground that he is a Truck Driver and his vehicle broke down in Guwahati Assam and he could not reach back to Delhi on time.

The present application is allowed subject to the accused filing documents in support of the contentions raised in the present application, failing which a cost of Rs. 5,000/- shall be imposed upon the accused.

Now to come up for recording of the statement of the accused persons on **03.12.2024**.

(ATUL AHLAWAT)
ASJ (FTC)/North-
East/KKD Courts/
Delhi/21.10.2024