

SC No. 54/2023  
STATE Vs. PONTY @ RAHUL  
FIR No.438 /2022  
PS (Gokul Puri)

07.05.2024

Present: Sh. Ajit Kr. Srivastava, Ld. Chief PP for the State.  
Accused Ponty @ Rahul produced from JC.  
Accused Bittu @ Vinod on bail.  
Accused Md. Anas is proclaimed offender.  
Sh. V.S. Chauhan, Advocate for both the accused.

Witness PW6 Ct. Rohit is examined, cross examined and discharged.

An application under section 311 CrPC seeking permission for recalling witnesses PW1, PW3 and PW4 for their cross examination has been moved on behalf of accused persons.

It is stated in the application that on 05.02.2024, the counsel for the accused persons could not appear in the court due to some unavoidable circumstances. It is further submitted by Id. Counsel that accused Ponty is in judicial custody.

Ld. Addl. PP for the State has opposed the application and requested that same be dismissed.

During arguments, Id. Counsel for the accused persons submits that witnesses PW3 and PW4 be recalled for their cross examination. Thus, at the request of Id. Defence counsel, witnesses PW3 and PW4 are recalled for their cross examination subject to their availability. If the witnesses are not

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traceable then, their deposition already recorded in court will be considered in evidence.

PW3 Devender and PW4 Dr. Sandeep B. Rathod be summoned for the next date.

Application stands disposed of.

Now to come up on 28.05.2024 for prosecution evidence.

(SARITA BIRBAL)  
Principal District & Sessions Judge/N-E/  
Karkardooma Courts/Delhi/07.05.2024