

**SC. no. 54/23**  
**State vs Ponty @ Rahul**

**22.11.2025**

**Present** : Sh. Rakesh Kumar, Substitute Addl. PP for the State.  
Accused no. 3,4 and 5 are on bail with Sh. V. S.  
Chauhan, Advocate.  
Accused no. 2 is PO.

At the oral request of the counsel, the presence of accused no. 1 is exempted for today as his presence is not required for any proceedings against him because the further evidence is to be led in respect of two accused who was chargesheeted subsequently.

The prosecution evidence in this case was closed in respect of accused no. 1 and 3 on 09.10.2024. Thereafter, even the statement under Section 313 Cr PC was recorded qua them. However, two more accused persons i.e. accused no. 4 and 5 later on chargesheeted by filing supplementary chargesheet.

The prosecution is recalling the witnesses for their cross-examination on behalf of subsequently added accused persons.

Today, PW-3 complainant Devender is present. He in his earlier statement dated 05.02.2024 stated that he could identify the remaining accused persons. Prosecution wants to adopt his earlier examination in chief recorded on 05.02.2024 and just wants to get the accused no. 4 and 5 identified from him in the court. In respect of this submission, defence counsel has no objection who is now representing all the accused persons. Thus, it is ordered that the examination in chief recorded on 05.02.2024 of PW-3 will be read as it is against accused no. 4 and 5 also.

The further examination in chief on the point of identification of accused no. 4 and 5 recorded and thereafter he was cross examined by the counsel for these accused.

The summons sent to witness PW-2 ASI Vinita Kumari received back with her request that she cannot appear due to ill health. Defence counsel stated that this witness is not required for any further cross-examination on behalf of accused no. 4 and 5, so it is ordered she should not be called again.

Counsel also stated that there is no requirement to recall PW-7 SI Rattan Lal, so there is no need to further examine him also.

Summons sent to PW-1 Dr. Tulika Kamboj received back unserved that without particulars of the record, she cannot appear. Naib Court is directed to issue summons to the doctors after mentioning the complete particulars of the record which are to be proved.

Summon sent to PW-8 SI Satyadev Panwar received back with the report that he is out of station. IO ASI Sita Ram has sent a request that due to sickness he cannot come.

The counsel for the accused stated that he wants to cross examine only PW-1 Dr. Tulika Kamboj, PW-4 Dr. Sandeep, PW-8 SI Satyadev Panwar and ASI Sita Ram (who is the IO of the supplementary chargesheet) and there is no requirement of recalling any other witness.

Accordingly, it is directed that on next date of hearing, PW-1 Dr. Tulika Kamboj and PW-4 Dr. Sandeep be recalled for their further cross-examination on behalf of accused no. 4 and 5, on **21.01.2026**. While issuing summons to these two doctors, the Naib court has to ensure that the complete particulars of the record be mentioned.

**(ASHWANI KUMAR SARPAL)**  
**Principal District & Sessions Judge**  
**North-East District, KKD Delhi/22.11.2025**

At this stage, the complainant PW-3 Devender again appeared and stated that he was slapped outside of the court by accused Deenu and accused Hapuria gave him abuses. He wants to lodge the complaint. Naib Court is directed to take him to police chowki and got his complaint registered. Chowki Incharge, Karkardooma is directed to check

the CCTV footages and report within three days whether the witness Devender has been given slaps or not. Copy of this order sheet be sent to the Police chowki, Karkardooma, immediately.

**(ASHWANI KUMAR SARPAL)**  
**Principal District & Sessions Judge**  
**North-East District, KKD Delhi/22.11.2025**