

SC No.71/2024  
STATE Vs. AARIF @ BIHARI  
FIR No.595 /2023  
PS (Bhajan Pura)  
02.05.2024

Present: Sh. Ajit Kr. Srivastava, Ld. Chief PP for the State.  
Accused Aarif @ Bihari produced from JC.  
Sh. S.G. Goswami, Advocate for the accused.

Arguments on charge heard.

Record perused.

The case of the prosecution is that on 29.11.2023, at about 6.45 PM, at Tikona Park, Gamri road, Delhi, accused Aarif @ Bihari alongwith his co-accused Shahbaz (since not arrested) in furtherance of common intention robbed a purse containing Rs.2000/-, coins of total Rs.6/- and aadhar card from the possession of complainant Vedpal and while committing the aforesaid robbery co-accused Shahbaz used deadly weapon i.e. knife. It is further case of prosecution that accused Arif was found in possession of purse of complainant Vedpal which was containing Rs.2000/-, coins of total Rs.6/- and aadhar card.

Ld. Chief PP for the State submitted that there is sufficient material on record to frame the charge for the offences punishable under section 392/34 IPC read with Section 397 and 411 IPC against the accused.

Ld. Counsel for the accused submitted that accused has been falsely implicated in this case. Ld. Counsel further stated that charge may be framed against accused Aarif under relevant provisions.

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Keeping in view the material on record including the statement of witnesses recorded under section 161 CrPC, I am of the opinion that there is sufficient material on record for framing charge against accused Aarif @ Bihari for alleged commission of offences punishable under section 392/34 IPC read with Section 397 IPC and 411 IPC.

Accordingly, charge for offences punishable under section 392/34 IPC read with Section 397 IPC and 411 IPC is framed against accused Aarif @ Bihari to which he pleaded not guilty and claimed trial.

Lock-Up Incharge, Karkardooma Courts, has appeared and moved an application with a request to produce accused Aarif @ Bihari through video conferencing on the next date.

Considering the reasons stated in application, it is ordered that the accused Aarif @ Bihair be produced through video conferencing on the next date.

Now to come up on 29.05.2024 for prosecution evidence.

Public witnesses and IO alongwith MHC(M) be summoned for the next date.

(SARITA BIRBAL)  
Principal District & Sessions Judge/N-E/  
Karkardooma Courts/Delhi/02.05.2024