

19.12.2022

Present: Sh. Ajit Kumar Srivastava, Ld. Addl. PP for the State.
Accused Ashraf is present on court bail.
Accused Arif is produced from J/C.
Ld. Counsel for accused persons.
IO/ASI Hari Singh is present.

1. Arguments on charge heard.
2. Briefly stated allegations are that on 30.01.2022, at about 8.20am, both accused had robbed the female victim and snatched her bag containing her mobile phone gold chain and some cash etc. The gold chain was recovered from the possession of accused Arif, whereas two live cartridges were recovered at the instance of co-accused Ashraf. While committing robbery, accused Arif used deadly weapon i.e country made pistol.
3. Under these circumstances, prime facie case under section 392/34 IPC is made out against both the accused. Prima facie case under sections 397 IPC and 411 IPC are made out against accused Arif. Prima facie case u/s.25 Arms Act is also made out against accused Ashraf. Charges for the offence under section 392/34 IPC are framed against both accused, to which they pleaded not guilty and claimed trial. Additional charges u/s. 397 IPC and 411 IPC are framed against accused Arif, to which he pleaded not guilty and claimed trial. Separate charge u/s. 25 Arms Act is framed against accused Ashraf, to which he pleaded not guilty and claimed trial.
4. Ld. Counsel for accused submits that he will take his stand on next date of hearing regarding admission of statements of formal witnesses and documents prepared by them(witnesses at serial Nos.PW2, PW10, PW11).

5. Now, the matter be listed for PE on 06.03.2023, 15.03.2023 and 15.04.2023.

i). 06.03.2023- PW1(with case property) and PW2 as per list of witnesses.

ii).15.03.2023- PW4 and PW5 as per list of witnesses be summoned.

iii).15.04.2023- for remaining evidence.

(Savitri)
ASJ-02(NE)/ KKD/Delhi
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