

17.08.2023

Present: Sh. Vikas Kumar, Ld. Addl. PP for the State.
Ld. Counsel for accused persons.

1. Accused Sonu was absconded in this matter previously. Now he has surrendered before the Ld. MM court and supplementary challan has been filed with respect to him as well. Accordingly, both accused, who are brothers, are produced from J/C.

2. Matter is at the stage of arguments on charge. Ld. Counsel, who is representing both accused persons, concedes charge.

3. Briefly stated, allegations are that on 07.06.2023 at about 9.30pm, victim Neeraj was present at some distance from Ambedkar Dharamshala Naya Gaon, Usmanpur. Both the accused persons along with their other accomplices came there. Accused Sonu @ Kishan Chand asked the complainant and his friend to get lost from there. Victim Roshan refused to comply and confronted the accused persons.

4. Accused Kishan Chand asked the victim Roshan and his friend Aftab as to why both of them had been asking his friend Fatima for her mobile number and threatened them to go away from there. Roshan confronted him. Both accused started beating him.

5. Neeraj tried to save Roshan. At this, accused started beating him as well. In the meantime, accused Monu took out a cutter blade from his pocket and hit the victim Roshan on his abdomen and face several times.. Victim Roshan suffered injuries on his abdomen and face and also other body parts. Thereafter accused Sonu attacked Neeraj. Complainant suffered injuries on his right hand and head near neck.

6. During police custody, accused Monu got recovered cutter blade. Accused Sonu had absconded. Later on, he surrendered before the Ld. MM court. Supplementary charge-sheet has been filed qua accused Sonu.
7. Record shows that Neeraj was unfit for statement when he was taken to the hospital, though injuries have been opined to be simple by the treating doctor. Coming to the victim Roshan, he also suffered simple injury as per the medical opinion.
8. Considering the circumstances of the case, in my view, both accused are prima facie guilty of offence under section 307/34 IPC.
9. Put up for framing of charge on 15.09.2023.
10. Bail Application of accused Monu @ Naveen is pending for disposal.
11. Reply to the bail application has been filed by IO/SI PR Patnaik.
12. At the request of Ld counsel, put up for arguments on the bail application on 22.08.2023.

(Savitri)
ASJ-02(NE)/ KKD/Delhi
17.08.2023