

SC No. 108/2019

State Vs. Vishal @ Vicky & Ors.

FIR No. 484/2018

PS: Seelampur

05.08.2023

Present: Sh. Sukhbeer Singh, Ld. Addl. PP for the State.
Accused Vishal @ Vicky on bail, **absented**.
Accused Haider Ali in person on bail with Ld. Counsel, Mohd. Tariq.
Accused Vishal @ Chingari in person on bail with Ld. Counsel, Sh. Akash Sharma.
Sh. Vivek Sharma, Ld. Counsel for the accused Vishal @ Vicky.

The matter is fixed for evidence of the prosecution.

Notice issued to MHC(M) is received back with report 'served', whereas, notice issued to HC Sudhir is received back with report that he is on leave. B/W issued against IO/SI Shailesh and Ct. Jaiveer Singh are received back with reports, executed.

Today, on calling the case, MHC(M) Ct. Raj Kumar, IO/SI Shailesh and HC Jaiveer Singh have appeared.

Sh. Vivek Sharma, Ld. Counsel for the accused Vishal @ Vicky has filed an application for seeking exemption on behalf of the accused Vishal @ Vicky stated therein that this accused is suffering from eye flue and mild fever. He has submitted that the accused Vishal @ Vicky will not dispute his identity and also submitted that examination-in-chief of the witness may be recorded and sought adjournment for cross-examination of the witness.

In view of the application filed by the Ld. Counsel for the accused Vishal @ Vicky is exempted from personal appearance for today.

Let HC Jaiveer Singh be examined.

Accordingly, examination-in-chief of HC Jaiveer Singh (PW-9) has been recorded. The opportunity to cross-examine this witness is given to the accused Haider Ali. Ld. Counsel for the accused Haider Ali has submitted that he does not want to cross-examine this witness, so, opportunity of accused Haider Ali to cross-examine this witness is done nil.

The opportunity to cross-examine this witness is also given to the accused Vishal @ Chingari. Ld. Counsel for the accused Vishal @ Chingari has submitted that he does not want to cross-examine this witness, so, opportunity of accused Vishal @ Chingari to cross-examine this witness is also done nil.

Since, Ld. Counsel for the accused Vishal @ Vicky sought adjournment for cross-examination of the witness PW-9, so, at the request of Ld. Counsel for the accused Vishal @ Vicky, the cross-examination of PW-9 is deferred. **PW-9 is bound down for the next date of hearing for his cross-examination by the Ld. Counsel for the accused Vishal @ Vicky.**

IO is to be examined after examination of all other witnesses of the prosecution.

Accordingly, matter is ordered to be listed on **26.09.2023**, for cross-examination of PW-9 on behalf of the accused Vishal @ Vicky. IO and MHC(M) are also ordered to be summoned.

(PAWAN KUMAR MATTO)
Addl. Sessions Judge (Special Judge NDPS)
North East/KKD Courts/Delhi/05.08.2023