

SC 395/2022
STATE Vs. MOHD. ARIF & Ors.
FIR No.996/2014
PS (Khajuri Khas)

14.03.2026

File taken up today as 02.03.2026 was declared holiday and case fixed on that day, were directed to be listed today.

Present: Sh. Ramesh Bajiya, Ld. Addl. PP (Substitute) for State.
Accused Akram, Jaan Mohd. and Deen Mohd. are present on bail.
Accused Mohd. Arif is absent and is exempted from his personal appearance on an application filed by his counsel subject to condition that his identity shall not be disputed nor there shall be objection in recording of evidence in his absence.
Sh. Nadeem Khan, Ld. Counsel for the accused Arif @ Chikna.
Sh. Rajesh Mittal, Ld. Counsel for accused Deen Mohd and Jaan Mohd.

PW-4 Jahida Begum and PW-5 Retired ASI Parth are examined and discharged.

No other witness present. It is observed that the complainant of this case was examined in this case as PW-3 and his wife now examined as PW-4, both have turned hostile regarding the identity of the accused. No other witness has been cited by the prosecution who can establish the identity of any of the accused. The first IO PW-5 has also been examined, who has also not fixed the identity of the accused. The other cited witnesses are all formal police witnesses and even their

uncontroverted testimony would not be sufficient to secure the conviction of the accused. Hence, despite by the Ld. Additional P.P., their examination is dispensed with and PE is closed.

Since, nothing incriminating has come on record against either of the accused, their examination u/s 313 Cr.P.C. is dispensed with.

Final arguments heard.

Vide separate judgment passed and pronounced today, all the four accused namely Mohd. Arif, Akram, Jaan Mohd. and Deen Mohd. are hereby acquitted of the offences punishable u/s 458/392/397/34 IPC. They are set at liberty. Their personal bonds and surety bonds are discharged. However, they are directed to furnish bail bonds in the sum of Rs.10,000/- with one surety in the like amount, each u/s 437-A Cr.P.C., within one week.

File be consigned to Record Room.

(SANJAY SHARMA-I)
Principal District & Sessions Judge,
North-East District, KKD, Delhi/14.03.2026