

6 SC 444/2019
STATE Vs. MANOJ & ORS.
FIR No. 709/2013
PS KARAWAL NAGAR

28.03.2025

Present: Sh. Sh. Syed Ubaid Mansoor, Ld. Substitute Addl. PP for the State.
Sh. Sanjay Singh, Ld. Counsel for accused persons alongwith accused Manoj, Avdesh, Arjun and Kamlesh.
Accused Asha and Parmeshwar are absent.

Today the matter is fixed for PE.

An application is moved by the Ld. Counsel for the accused Asha and Parmeshwar seeking exemption from personal appearance on the ground that they had to travel to their native village, owing to some family dispute.

It is submitted by the Ld. Counsel for the accused Asha and Parmeshwar that the witnesses called today for examination are expert witnesses and there is no question of their identity being established through the said witnesses.

Summons sent to PW Dr. Meenakshi and Dr. Vivek received back duly served. Be awaited for their presence.

PW-5 Dr. Sushma Kumari (On behalf of Dr. Meenakshi and Dr. Vivek) has been examined, cross examined and discharged as a witness.

Perusal of the MLC, Ex. PW2/B reflects that the opinion as to the nature of injury was given by Dr. Pranjal, SR, Unit-VI, GTB Hospital on 19.12.2013, however, his name has not been mentioned in

the list of prosecution witnesses. Since, the concerned doctor, who had given the opinion as to the nature of injury, is a material witness, whose testimony is essential for the just decision of this case, therefore, this Court hereby exercises its power u/s 311(2) Cr.PC, 1973 and let, Dr. Pranjal, SR, Unit-VI, GTB Hospital be summoned as a Court witness for the NDOH, to be executed through DCP concerned.

Let fresh summons be issued to PW HC Satish Kumar and IO SI Ishwari Prasad and MHCM alongwith entire case property through SHO concerned for the next date of hearing.

Now to come up for PE on **06.05.2025**.

(ATUL AHLAWAT)
ASJ (FTC)/North-
East/KKD Courts/
Delhi/28.03.2025