

3 SC 258/2017
STATE Vs. SALEEM @ MOTA
FIR No. 235 /2017
PS Khajuri Khas
31.05.2024

Present: Sh. Pradeep Kumar, Ld. Substitute APP for the State.
Sh. Sunil Kumar, Ld. Counsel for the accused Imran and
Riyazudding alongwith accused Riyazuddin.
Accused Saleem @ Mota is absent.
Accused Imran is absent.

An application u/s 205 Cr.PC is moved by the Ld. Counsel for the accused Imran seeking exemption from personal appearance on the ground that he had recently undergone a surgery. The application is not supported with any medical documents to substantiate the averments.

The present application is allowed subject to the applicant/accused filing the medical documents on or before the NDOH, failing which cost of Rs. 2,000/- shall be imposed upon the accused/applicant.

On the LDOH, this court had issued NBWs against accused Saleem @ Mota and they have been received back unserved with the report that the accused is currently lodged in Mandoli Jail in case FIR no. 212/2024 registered u/s 379/356/34 IPC at PS Gokulpuri.

Let production warrants be issued to concerned Jail Superintendent for production accused Saleem @ Mota for NDOH.

PW Dr. Brijesh on behalf of Dr. Abhishek is discharged unexamined due to non production of the accused from JC.

Let fresh summons be issued to Dr. Arvind, CMO, GTB Hospital and Dr. Abhishek Shah through IO/ SHO concerned for the next date of hearing.

The Ahlmad is directed to ensure that the copy of the MLC no. 44221/14117 is annexed with the summons, in the summons to

witness mentioned at serial no. 6 and 7 at 2.00 PM. The said summons shall contain the direction to MS GTB Hospital to depute some other Doctor who had worked with Dr. Arvind and Dr. Abhishek Shah in case, she/he is no longer working with them, so that the said Doctor can identify the handwriting and signatures of Dr. Arvind and Dr. Abhishek Shah. In case no such doctor is available, then the MS concerned shall ensure that the record clerk shall appear alongwith all the relevant original records.

Now to come up for PE on **03.08.2024**.

(ATUL AHLAWAT)
ASJ (FTC)/North-
East/KKD Courts/
Delhi/31.05.2024