

SC 80/2020
STATE Vs. SURAJ BHATIA ETC
FIR NO. 526 /2019
PS Jahangir Puri

07.09.2024

Present: Ms. Promila Singh, Ld. Addl. PP for the State.

Mr. Utsav Srivastav, Id. Counsel for accused Govinda and Suraj Bhaita.

Mr. Rishabh Kant, Id. Counsel for accused Manoj Bhatia, Arun and Harish.

Accused Sumit @ Chava produced from JC.

Accused Govinda and Suraj Bhatia are absent.

Remaining accused in person on bail.

An application seeking exemption from personal appearance is again moved on behalf of accused Suraj Bhaita and Govinda on the ground that they have gone to attend the last ceremonies of some relative, who expired on 30.08.2024.

NBWs had been issued against the said accused persons earlier in the present case. However, thereafter, the same was stayed till today but today again exemption application has been filed on their behalf.

There are specific directions from Hon'ble High Court in order dated 29.08.2023 for expediting the trial of eye witness(s). However, due to the absence of the said accused persons, one of the material witnesses is still under examination. Similar had been the conduct of the accused persons even earlier.

In these circumstances, no ground of extension of any further stay on execution of NBWs or exemption from their personal appearance is made out. Accordingly, application seeking exemption from personal appearance moved today is

dismissed and order dated 24.05.2024 regarding stay of NBWs also stand vacated.

The said IA No.63/2024 & 64/2024 are also disposed off accordingly.

SHO concerned is directed to take requisite steps, in accordance with law.

Let fresh summons be issued to the concerned witness through SHO/IO concerned for the next date of hearing.

Put up for PE on **19.11.2024.**

Copy of this order be placed in both the IAs for record.

Copy of this order be sent to SHO concerned for necessary intimation and action.

(Shefali Sharma)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi
07.09.2024