

CNR No.:DLNT01-004356-2022
SC No. 259/2023
STATE Vs. Arun @ Mandwa & Ors.
FIR No. 116/2021
PS Bawana

U/s: 302/365/120B/34 IPC & U/s 25/27 Arms Act

09.09.2024

Present: Sh. Kumar Sanjay, Ld. Addl. PP for State.
Accused Arun @ Mandwa, Manjeet, Rohit produced from J/C.
Accused Priyavart @ Kala and Ankesh Lakra produced from J/C from Rohini Lock-up (**Through VC**).
Accused Ravi Kumar @ Ravi Jagsi produced from J/C from Faridabad Jail, Haryana (**Through VC**).

Sh. Ashish Panchal, Ld. Counsel for accused persons namely Arun @ Mandwa, Priyavart @ Kala, Rohit, Ravi Kumar @ Ravi Jagsi and Manjeet.
Sh. Akshay, Ld. Proxy Counsel for accused Ankesh Lakra.

Fresh Vakalatnama on behalf of accused Arun Mandwa filed in the Court today. Same be taken on record.

Ld. Counsel for accused persons submits that all the accused persons want to concede on the point of charge and have submitted that charge under appropriate Sections in law may be framed against all the accused persons.

Perused the record including the statement of witnesses recorded during investigation.

In case titled as Bhawna Bai Vs. Ghanshyam and others, (Criminal Appeal No. 1820 of 2019) Arising out of SLP(Crl.) No. 6964 of 2019, Hon'ble Supreme Court of India has observed in para 16 of the said judgment as under:-

....Contd2/-

“Para 16.....For framing the charges under Section 228 CrI.P.C, the judge is not required to record detailed reasons. As pointed out earlier, at the stage of framing the charge, the court is not required to hold an elaborate enquiry; only prima facie case is to be seen. As held in Knati Bhadra Shah and another V. State of West Bengal (2000) 1 SCC 722, while exercising power under Section 228 CrI. P.C, the judge is not required record his reasons for framing the charges against the accused.....”

In view of the afore-said case law, detailed reasons for framing of charge are not required to be given.

On perusal of the afore-mentioned material on record and after hearing Ld. Addl PP for state and Ld. Counsel for accused persons, a prima facie case for offence punishable **U/s 365/302 read with section 34 IPC/120B IPC read with section 302 IPC and U/s 27 Arms Act** is made out against accused persons namely Arun @ Mandwa, Manjeet, Priyavart @ Kala, Rohit, Ankesh Lakda and Ravi Kumar @ Ravi Jagsi that there are strong suspicion that they had committed the said offences. Accordingly, charges **U/s 365/302 read with section 34 IPC/120B IPC read with section 302 IPC and U/s 27 Arms Act** has been framed against accused persons namely Arun @ Mandwa, Manjeet, Priyavart @ Kala, Rohit, Ankesh Lakda and Ravi Kumar @ Ravi Jagsi to which they pleaded guilty and claimed trial.

Let accused Ravi Kumar @ Ravi Jagsi who is presently in J/C at Faridabad Jail, Haryana and has joined the Court proceedings through VC be produced before this Court physically on **21.09.2024** to sign the common charges framed against him and his co-accused persons.

....Contd3/-

Be put up for PE on **07.01.2025**.

Let PWs whose name has been mentioned in the list of prosecution witness at serial no.1 and 2 along with IO be summoned through SHO concerned for NDOH.

(Sushil Kumar)

Addl. Sessions Judge-04

North District Rohini Courts Delhi

09.09.2024 _(R)