

NEW SC NO. 58564/16
FIR NO. 408/15, P.S. - KNK Marg
U/s. 302/364/201/120B/34 IPC and
25/27/54/59 Arms Act

State Vs. Rohit @ Robin @ Babloo & Anr.

19.03.2019

Present : Sh. Pankaj Bhatia, Ld. Addl. PP for the State.

Both the accused persons are produced from JC with Ld.
Counsel Sh. Pradeep Rana.

PW19 SI Gajender is present, examined and discharged.

As per order dated 18.03.2019,ailable warrants in the sum of Rs.5000/- each with one surety each of like amount and notice(s) u/s 350 Cr.P.C. be issued against HC Surender and HC Satish, both from PS Raai, District Sonapat for the next date of hearing i.e. for **01.05.2019**.

PW Ashish is not traceable. He be served through the IO, SHO, PS KNK Marg as well as DCP (Rohini), simultaneously all three ways for **01.05.2019**.

An application u/s 311 Cr.P.C. for recalling PW18 Sh. Khem Chand for cross-examination had been moved on behalf of both the accused persons, as it is stated by Ld. Defence counsel that certain important aspects were not put to the said witness and if the said witness is not allowed to be cross-examined grave prejudice shall be caused to the accused persons.

In the facts and circumstances mentioned in the application and in the interest of justice, the present application is allowed. PW18 Sh. Khem Chand is allowed to be recalled for his cross-examination qua both the accused persons subject to the availability of said witness and it is made clear that only one opportunity shall be granted for cross-examination qua said witness,

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if present in the court, subject to payment of diet money of Rs.1,000/-.

Application stands disposed off.

Put up for PE on **01.05.2019 & 06.05.2019.**

PW mentioned at serial no. 16 alongwith PW18 Sh. Khem Chand be summoned for **06.05.2019.** IO and MHC(M) be also summoned for the next dates of hearing.

(Sanjeev Aggarwal)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi/19.03.2019