

SC No. 270/19 (Old SC No. 29/19)
FIR No. 14/19, P.S. - Alipur
U/s. 307/506/120B/34 IPC & 25/27 Arms Act

State VS. Gaurav & Ors.

22.11.2019

Present : Sh. Harvinder Nar, Ld Addl P.P for the state with IO SI Somvir.

All accused persons produced from JC.

Sh. Dhirender Singh Chauhan, proxy counsel for Sh. Yogesh Pandey, Ld. Counsel for accused Ashru @ Ajru @ Lallu.

Sh. Utsav Pandey, proxy counsel for accused Gaurav and Abhay.

IO has filed report that as per information received from FSL, the ballistic report(s) shall be ready by 29.12.2019, which is not acceptable to the Ld. Defence counsels, who submit that despite various directions of this court from time to time to to Director, FSL, the ballistic report/FSL report(s) have since not been filed by the Director, FSL, which has resulted into the delay in the inquiry and trial of the present case thereby immensely prejudicing the case of the accused persons, who are in JC.

The said contentions of Ld. Defence counsels appears to be plausible as firstly, the Director, FSL was directed vide order dated 06.06.2019 of this court to expedite the preparation of FSL report(s) within five weeks from the date of receipt of the said order, but the said order was not complied with. Thereafter, vide order dated 15.10.2019, the Director, FSL was again direction to prepare FSL report(s) within three weeks of the receipt of the said order. The same has again not been complied with.

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Accordingly, the Director, FSL is directed to appear in person for her explanation, as to why FSL report(s) have not been prepared and filed till date despite order(s) of this court dated 06.06.2019 and 15.10.2019.

Copy of this order as well as earlier orders mentioned above be sent to Director, FSL, Rohini for compliance.

Put up for further proceedings on **02.12.2019**. IO be also summoned for the said date.

(Sanjeev Aggarwal)
Addl. Sessions Judge-02(North)
Rohini Courts Delhi/22.11.2019