

CNR No.:DLNT01-005895-2026

SC No.336/2026

STATE Vs. Afjal & Ors.

FIR No.874/2025

PS Narela

U/s.109(1)/3(5) BNS & U/s 27 Arms Act

04.06.2026

Present: Sh. J. S. Malik, Ld. Add.PP for State.
IO/SI Narender in person.
Accused persons namely Afjal, Munna @ Kake and Chandan Yadav @ Kaku produced from J/C.
Sh. J.K. Kalson, Ld. Deputy chief Legal Aid Counsel for accused Afjal.
Sh. D. K. Pandey, Ld. Counsel for accused Chandan Yadav @ Kaku.
Sh. Sanjeev Tomar, Ld. Counsel for accused Munna @ Kake.

Ld. Counsels for all three accused persons namely Afjal, Munna @ Kake and Chandan Yadav @ Kaku have submitted that all three accused persons namely Afjal, Munna @ Kake and Chandan Yadav @ Kaku wants to concede on the point of charge and has submitted that charge under appropriate Sections in law may be framed against all the above-named 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:-

“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.....”Contd2/-

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 all three accused persons, a prima facie case for offence punishable U/s 109(1)/3(5) BNS is made out against accused persons namely Afjal, Munna @ Kake and Chandan Yadav @ Kaku that there are strong suspicion that they had committed the said offences. Accordingly, charges has been framed against accused persons namely Afjal, Munna @ Kake and Chandan Yadav @ Kaku for the offences punishable U/s 109(1)/3(5) BNS to which all of them pleaded not guilty and claimed trial.

Further, a prima facie case for offence punishable U/s 27 Arms Act is made out against accused Afjal that there are strong suspicion that he had committed the said offence. Accordingly, charges has been framed against accused Afjal for the offences punishable U/s 27 Arm Act to which accused Afzal pleaded not guilty and claimed trial.

Let PWs whose name has been mentioned in the list of prosecution witness at serial no.1 and 2 be summoned along with IO/ SI Narender Arya for NDOH.

Be put up for PE on 05.10.2026.

(Sushil Kumar)

Addl. Sessions Judge-04

North District Rohini Courts Delhi

04.06.2026 ^(R)