

Session case no. 471/18  
FIR no. 49/18  
PS: Model Town  
State Vs Sandeep @ Babu  
U/s 392/397/459/411/34 IPC

26/05/2019

Present: Ms. Neeta Gupta, Ld Additional P.P/Officiating Chief  
Prosecutor for State.  
Accused Sandeep @ Babu(A-1) produced from JC.  
Accused Mohan @ Monu (A-2), who is on bail is absent  
despite repeated calls.  
Accused Balbir@ Bedha has already been discharged  
vide order dated 25.08.2018.  
Sh. Vinkle Goel, Id counsel for accused Sandeep @  
Babu(A-1)  
Sh. S.K Sharma Id counsel for Mohan @ Monu (A-2)

PWs SI Manjoor Alam and ASI Prasant are present, but  
discharged unexamined for today only as one of the accused i.e  
Mohan @ Monu (A-2) is absent and in his absence, evidence of PWs  
can not be recorded.

Ld counsel for accused A-2 submits that accused A-2 is  
in custody in Jail No. 8, Tihar Jail in another case of P.S Maurice  
Nagar.

The next date of 28.09.2019, already fixed for R.P.E is  
recalled as the particulars of the case of P.S Maurice Nagar in which  
accused A-2 is stated to be in JC, is not likely to be provided by Id  
counsel in such a short span of time.

Continued to page.....2

-2-

Ld counsel for A-2 undertakes that he shall provide the details of said case within one week from today. Pursuant thereto production warrant be issued against accused A-2, mentioning therein that he is on bail in this case.

Perusal of record reveals that the subsequent opinion as to whether the injury in question could have been caused by the weapon recovered i.e steel rod, has not been filed till date despite the undertaking given by SHO concerned on 22.05.2019 that the said opinion shall be obtained on priority basis and investigating agency shall do all the needful in this regard. Hence in my considered opinion the matter requires indulgence of D.C.P concerned. Accordingly copy of order be sent to D.C.P concerned to do needful and to ensure that the afore-said opinion be placed on record on or before the next dates of hearing.

Re-notify for R.P.E on 06.01.2020 and 07.01.2020.

(Ashutosh Kumar)  
Addl. Sessions Judge: 04 (North)  
Rohini Courts: Delhi: 26/09/2019<sup>(M)</sup>