

Session Case No. 126/2017
FIR No. 608/2016
PS-Bhalswa Dairy
State Vs. Virender Kumar & Ors.
U/s-308/304/323/341/34 IPC

23/12/2019

Present. Sh. Sanjay Jindal, Id. Substitute Addl. PP for the State.
All the five accused are present on bail.
Sh. Pradeep Kadyan, Id. Counsel for accused Virender and
Mohan.
Heard. Perused.

Summons issued to PW Bharat Prasad Gupta has been received back unexecuted with the report of SI Kuldeep which is annexed with the statement of one Ravinder s/o Ashok who is resident of said gali, wherein it is mentioned that there is no person of the name of said PW residing in the said area. Previously also, similar report was received. No fresh address of the said PW has been furnished by the prosecution. Hence it is clear that the said PW cannot be served. Accordingly the right to examine PW Bharat Prasad Gupta by the prosecution is closed and said witness stands dropped from the array of prosecution witnesses.

Bailable warrants issued against PW Chander Mohan Sahani through IO has been received back unexecuted with the report that no such person is residing. Since once PW Chander Mohan Sahani has appeared in the Court, therefore in the interest of justice, issue fresh

contd.2

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bailable warrants of Rs. 5,000/- against him for the next date of hearing to be given on date already fixed i.e. 24/12/2019 through DCP concerned, who is directed to ensure that sincere efforts are made to serve the said PW. Copy of the order be served upon DCP concerned for information and compliance.

IO SI Kuldeep is exempted for today only in view of his written request.

Re-notify for RPE on date already fixed i.e. 24/12/2019.

(Ashutosh Kumar)
Addl. Sessions Judge: 04 (North)
Rohini Courts: Delhi: 23/12/2019(A)