

State vs. JAIVEER SINGH ETC.

FIR No.: 97 / 14

PS.: Sultan Puri.

24.11.2016

Present: **Sh. K.D. Pachauri**, Ld. Addl. P.P. for State.
Accused Jaiveer Singh and Sunil present on bail.
Accused Mukesh is ABSENT.
Proxy Counsel for **Sh.Pradeep Rana, Adv.**, Ld.Counsel for
accused persons.

Matter was listed today for recording of prosecution evidence.

One witness i.e. Insp. Sukhvinder Singh is present.

An application seeking exemption from personal appearance has
been filed on behalf of accused Mukesh. Same is taken on record.

Arguments heard.

During the course of arguments on this application, it is submitted
by Ld. Counsel for accused that as identity of accused Mukesh is being disputed
by them, therefore the witness in attendance be not examined.

I have considered the facts stated in the application seeking
exemption filed on behalf of accused Mukesh. The same is not supported with any
document to corroborate the reason given for his absence. Even otherwise as Ld.
Counsel for accused is not ready and willing to cross-examine the witness and has
raised the question of identity of the accused, therefore I do not find any merits in
the present application for granting exemption from appearance. The same seems
to have been filed just to delay the proceedings. The application stands **rejected**.

PW Inspector Sukhvinder Singh who is present is discharged
unexamined.

Issue non-bailable warrants against accused Mukesh Kumar with
notice U/s 446 Cr.PC. to his surety returnable on **11.01.2017**.

As a non-bailable warrants have been ordered to be issued against
accused Mukesh, therefore date given earlier i.e. 25.11.2016 stands **cancelled**.

(KANWAL JEET ARORA)
ADDL.SESIONS JUDGE-03,
NORTH WEST, ROHINI,
NEW DELHI.