

CNR No. DLNW01-001818-2026

SC 107-26

FIR No. 583-25

PS Keshav Puram

u/s. 351(3) r/w 3(5) BNS (506/34 IPC), 126(2) r/w 3(5) BNS (341/34 IPC), 109(1) r/w 3(5) BNS (307/34 IPC) & 25/27/59 Arms Act
State v. Avinash @ Tommy & Anr.

17.03.2026

Present: Sh. P.K. Samadhiya, Ld. Addl. PP for State.

Both accused produced from JC.

Sh. Pranay Abhishek, Ld. counsel for accused Sunny @ Raftaar.

Sh. Maninder Singh, Ld. counsel for accused Avinash @ Tommy.

IO/SI Meda Lal Meena is present. IO seeks time to submit report regarding accused Jishan. He also seeks time to file the sanction u/s.39 Arms Act and FSL report. He is directed to expedite the same and submit the same within one month. DCP shall also get the matter expedited by following up with FSL.

Arguments addressed on charge.

Ld. Counsel for the accused persons have conceded for framing of charge.

Brief facts of the prosecution case are that on 21.10.2025 at about 3:00 AM in front of B-46/53 Jhuggi, Balmiki Camp, Keshav Puram, Delhi, within the jurisdiction of PS Keshav Puram, Delhi, both accused alongwith their associate Jisan (not arrested) in furtherance of their common intention, threatened to kill complainant Bhanu Kumar, Pawan, Suraj and Ritik in case they would stop the accused persons and thereby both accused have committed an offence of criminal intimidation. Both accused alongwith their aforesaid associate Jisan in furtherance of their common intention also wrongfully restrained Bhanu Kumar, Pawan, Suraj and Ritik and prevented them to move in

the direction in which they had the right to move. Both accused alongwith their aforesaid associate Jisan in furtherance of their common intention also fired 4-5 bullets, out of which one bullet hit the abdomen of complainant Bhanu Kumar, causing injury on the person of Bhanu Kumar, with such intention and knowledge and under such circumstances that if due to the injuries sustained, said Bhanu Kumar would have died and both the accused would have been guilty of murder.

In view of the above, I am satisfied that offence u/s. 351(3) r/w 3(5) BNS (Section 506/34 IPC), 126(2) r/w 3(5) BNS (Section 341/34 IPC), and 109(1) r/w 3(5) BNS (Section 307/34 IPC) are attracted against both the accused in the present case.

Accordingly, charge **u/s. 351(3) r/w 3(5) BNS** (Section 506/34 IPC), **126(2) r/w 3(5) BNS** (Section 341/34 IPC), and **109(1) r/w 3(5) BNS** (Section 307/34 IPC) is framed against both the accused for the aforesaid offences, to which they pleaded not guilty and claimed trial.

As far as the offences u/s. 25/27 Arms Act is concerned, since the sanction u/s.39 of the Arms Act and the FSL report are due, the charge regarding the aforesaid offences is deferred.

Put up for arguments on charge qua offences u/s.25/27 Arms Act as also PE **for 24.04.2026**. Complainant be summoned for the next date.

IO is also directed to expedite the sanction and the FSL report.

(Nisha Sahay Saxena)
Principal District & Sessions Judge (NW)
Rohini Courts, Delhi/17.03.2026/sb