

03.07.2024

Present: Sh. Sanjay Jindal, Ld. Addl. PP for State.
Accused produced from JC.
Sh. Krishan Kumar, Ld. Counsel for accused.
Matter is fixed for charge.

During the course of arguments, Ld. Counsel for accused has submitted that during investigation, police has not collected any incriminating evidence against the accused. Accused has been falsely implicated on a disclosure statement, which he never made. Ld. Counsel has also submitted that the recovery shown from the place of incident at instance of accused, has been planted by the police.

On the other hand, Ld. Addl. PP has submitted that during investigation, CCTV cameras installed at the Railway Station near the place of recovery of dead body were analysed, wherein accused was seen in company of the deceased. It was seen that the accused was going towards the spot from where dead body of the deceased was recovered. In another CCTV footage, he was seen alone boarding an auto rickshaw. Subsequently, some documents relating to the accused were also recovered from the place of incident. The knife, used in the commission of crime was also recovered at the instance of accused.

Submissions heard. Record perused.

The matter is at the stage of charge and at this stage, Court is not supposed to enter into in depth analysis of

the evidence collected. At this stage, only prima-facie case is to be seen. One of the CCTV footages show that accused was the person, who was last seen in company of the deceased. A knife has also been recovered at his instance.

In considered opinion of this Court, prima facie case u/s.302 IPC is made out against the accused.

Accordingly, charge u/s.302 IPC framed against accused Pandav Kumar. Accused pleaded not guilty and claimed to be tried.

Let PWs ASI Shavir Singh and Insp. Sandeep Kumar be summoned for the next date.

Put up for PE on **04.10.2024**.

(BABRU BHAN)
ASJ-03 (NORTH-WEST)
ROHINI COURTS
DELHI/03.07.2024