

20.03.2026

Present : Ld. Addl. PP for the State.
Accused Deepak is already P.O.
Accused Amit is present on bail through VC.
Accused Sultan @ Krishan produced from J/C.
Accused Rakesh @ Raka, Sandeep @ Dhila, Ajay Rathi and
Sumit @ Jhumka produced from J/C through VC.
Accused Himmat @ Sonu is absent.
Ld. Proxy Counsel Sh. Ankit for main counsel Sh. Sumeet
Shokeen for all accused except accused Amit and Rakesh @
Raka.
Ld. Counsel Ms. Avi Sisodia for accused Amit through VC.
Ld. Counsels Sh. Suresh Tomar, Sh. Neeraj Kumar and Sh.
Gaurav Antil for accused Rakesh @ Raka.
IO Insp. Yogender Kumar is present.

Summons issued to HC Dilip Kumar received back with the
request on the ground that he is deputed in Parliament.

Ld. Proxy counsel for accused Himmat @ Sonu submits that
main counsel is out of Delhi and he further submits that there is no
information of accused Himmat @ Sonu and his wife is also not aware
regarding the whereabouts of accused Himmat @ Sonu.

At this stage, Sh. Sumeet Shokeen, Ld. Main counsel for
accused persons except accused Amit and Rakesh has appeared through VC
(without switching on his video) and stated that evidence may be recorded
u/s. 335 BNSS in absence of accused Himmat @ Sonu, as he is absconding.

Perusal of Section 335 (1) BNSS shows that it can be
invoked when it is proved that an accused person has absconded and there is
no immediate prospect of arresting him. In the present case, it is yet to be
established that accused Himmat @ Sonu is absconding and there is no
immediate prospect of arresting him. Hence, the prayer of recording
evidence u/s. 335 BNSS qua accused Himmat @ Sonu is declined.

Further, in addition to aforesaid, the accused persons are facing trial for serious offences and two of the counsels are not physically present in the court despite taking a short adjournment from this court on the LDOH, hence, no ground is made out to resort to the provision of Section 335 BNSS.

Issue NBWs against the **accused Himmat @ Sonu** as well as notice under Section 491 BNSS, 2023 to **surety** for NDOH.

PW-7 Rankaj Kumar is present for his further examination, however, discharged unexamined today due to aforesaid reason.

Put up for FP on **04.04.2026**.

(MUNEESH GARG)
ASJ-03 (NORTH-WEST)
ROHINI COURTS
DELHI/20.03.2026