

SC 558/2021
STATE Vs. MOHD. JAMIL @ BABBAN
FIR no.489 /2019
PS PREM NAGAR

15.07.2023

Present: Sh. Sanjay Jindal, Ld. Addl. PP for the State.
Accused Mohd Jamil @ Babban produced from JC.
Proceedings against accused Ikrar already abated.
Sh. Vikas padora, ld. Defence counsel for accused
Mohd Jamil @ Babban.
Ms. Asha Jyoti Arya , Ld.LAC for accused Mohd
Jamil @ Babban.

PW Mehtab Safi and Record Clerk Sh. Dasrath
Yadav are present.

ld. LAC has submitted that accused accused Mohd
Jamil @ Babban had moved an application through jail visiting
advocate for providing a legal aid counsel. On the said
application, she has been appointed as legal aid counsel for the
accused in this case.

Sh. Vikas Padora, who was representing the accused
in this case has stated that he has no intimation regarding the
request for providing legal aid counsel by the accused.

Since accused himself has requested for a legal aid
counsel namely Vikas Padora stands discharged.

It is lunch time. Be put after lunch.

BABRU BHAN
ADDL.SESIONS JUDGE-03,
NORTH WEST DISTT,
ROHINI COURTS
DELHI/15.07.2023

At about 2.10 p.m.

Present: Sh. Sanjay Jindal, Ld. Addl. PP for the State.
Accused Mohd Jamil @ Babban produced from JC.

(2) STATE Vs. MOHD. JAMIL @ BABBAN

Proceedings against accused Ikrar already abated.
Sh. Sohit/ intern is present on behalf of Sh. Vikas padora, ld. Defence counsel for accused Mohd Jamil @ Babban.
Ms. Asha Jyoti Arya , Ld.LAC for accused Mohd Jamil @ Babban.

Now, it is submitted by accused Mohd. Jamil @ Babban that he does not want to avail the services from legal aid counsel. In view of aforesaid submissions, Ms. Asha Jyoti Arya , Ld. LAC is discharged from the case.

Fresh vakalatnama filed. Same is taken on record.

Adjournment sought by Intern appearing on behalf of Ld. counsel for the accused Mohd. Jamil @ Babban to cross-examine the witnesses on the ground that main counsel had to go to Tishazari Courts.

Submissions heard.

Examination in chief of PW 1 Mehtab Safi was concluded on 01.10.2022. On that day, ld. Proxy counsel sought adjournment for the cross-examination. Same was granted subject to cost of RS.1,500/- and matter was adjourned for 18.11.2022. Again, on 18.11.2022, neither the cost was paid nor cross-examination was conducted, accordingly opportunity was closed. Accused was again granted one more opportunity subject to payment of cost of Rs.5,000/-. Today, neither it has been clarified as to whether cost has been deposited nor the counsel has appeared to conduct the cross-examination. The intern appearing has sought adjournment stating that counsel has gone to Tishazri.

(3) STATE Vs. MOHD. JAMIL @ BABBAN

It is apparent from the conduct that accused is deliberately trying to delay the matter and harass the witness. This court is not inclined to give further opportunity.

PW Mehtab Safi discharged with nil cross-examination.

PW3 Dasrath Yadav examined, cross-examined as nil opportunity given and discharged.

Put up for PE on **11.09.2023**.

**BABRU BHAN
ADDL.SESIONS JUDGE-03,
NORTH WEST DISTT,
ROHINI COURTS
DELHI/15.07.2023**