

SC 906/2023
STATE
Vs.
VIJAY
FIR No.1581/2015
(AMAN VIHAR)

28.05.2024

Present: Sh. Sanjay Jindal, Ld. Addl. PP for State.
All accused on bail.
Sh. Sandeep Kumar and Sh. Shail Sharma, Ld.
Counsels for accused Aman.

Arguments heard.

The case of the prosecution is that on 17.12.2015, at about 12.45 p.m., all the accused persons armed with sword and wooden sticks, entered the office of complainant / injured Rahul and thereafter assaulted him and inflicted multiple injuries. The statement of the injured, other witnesses and medical documents are sufficient to bring out a prima-facie case for the offence u/s.308/452/34 IPC against all the accused persons.

Although, accused persons have also been charge-sheeted for the offence u/s.429 IPC, but perusal of charge-sheet would reveal that there is no specific allegations against any of the accused that they intentionally damaged any property, or committed any mischief. Thus, offence u/s.427 is not made out against the accused persons.

Formal charge u/s.308/452/34 IPC framed against all the accused persons, to which they pleaded not guilty and claimed to be tried.

Let PWs Rahul and IO be summoned for the next date.

Put up for **PE** on **25.09.2024**.

(BABRU BHAN)
ASJ-03 (NORTH-WEST)
ROHINI COURTS
DELHI/28.05.2024