

SC NO. 56/2024
FIR NO. 409/2023
PS SUN LIGHT COLONY
STATE VS. KALIM KHAN & ANOTHER

09.02.2024

Present: Sh. M. Z. Khan, Ld. Chief Public Prosecutor for the State.

Accused Kalim Khan and Gopal Kumar Soni are produced from judicial custody.

Sh. Sachin Shukla, counsel for accused Gopal Kumar Soni.

Arguments heard on the point of charge. File perused.

In brief, the case of the Prosecution is that on 09.11.2023 at about 07.10 pm at Sarai Kale Khan Red Light, Ring Road, both the accused persons in furtherance of their common intention committed robbery of Rs. 750/- from the person of Complainant Mohd. Naeem and in committing the robbery **accused Kalim Khan** used knife and **accused Gopal Kumar Soni** used a punch on the person of the Complainant and thereby causing injuries on his person. It is further the case of the Prosecution that the **accused Gopal Kumar Soni** was found in possession of Rs. 750/-, which he retained knowingly or having reason to believe the same to be the stolen property belonging to the Complainant.

After going through the material on record and the statements of the witnesses, I am of the opinion that a *prima*

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facie case is made out against both the accused persons for the offences punishable under **Sections 392/394/34 IPC** and for the offence punishable under **Section 397 IPC** is made out against the **accused Kalim Khan** and for the offence punishable under **Section 411 IPC** is made out against the **accused Gopal Kumar Soni**.

Accordingly, charge has been framed, to which both the accused persons pleaded not guilty and claimed trial.

Put up for prosecution evidence on **11.03.2024** and **12.03.2024**.

Prosecution Witnesses be summoned for the date fixed.

(RAJNEESH KUMAR GUPTA)
Principal District & Sessions Judge,
South East District, Saket Courts,
New Delhi/ 09.02.2024