

22 SC 166/2023
STATE Vs. ASHISH@KALU
FIR NO. 330/2022 (Pul Prahlad Pur)
06.03.2026

Present: Sh. S. K. Kain, Ld. Addl. PP for the State.
Sh. Akash Sharma, Proxy Counsel for Adv. Vipin Kumar.
Accused Ashish @ Kalu is absent (on court bail).
PW Bheem Ratan is present.
PW Dr. Neha, PW Dr. Rakesh Nayaka and Dr. Tarun Kanujia are absent.

A request for exemption from personal appearance has been made on behalf of accused on the ground that he had got married on 20.02.2026 and he is still in his home town for the post-marriage rituals, therefore, he is unable to appear before this court today.

I note that two weeks have already elapsed from the date of marriage. Accused had sufficient time to come Delhi and to appear before the court, but he chose not to attend the court hearing. Public witness has been appearing regularly before the court. In the circumstances, I am not satisfied with the ground mentioned in the application for seeking exemption on behalf of accused, hence, the application is dismissed.

Accordingly, issue NBWs against accused Ashish @ Kalu and notice u/s 446 CrPC to his surety through IO/SHO concerned for the NDOH.

PW Bheem Ratan is discharged unexamined as accused is not present today.

Let fresh summons be issued to PW Sh. Bheem Ratan for NDOH.

As per report, PW Dr. Neha, PW Dr. Rakesh Nayaka and PW Dr. Tarun Kanujia have left their services from the hospital. In view of the

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same, M.S. AIIMS hospital is directed to depute a responsible official, who was acquainted with their handwriting and signature and/or witness to the proceedings held before doctor, to appear and depose before the court for the NDOH.

Put up for PE on 16.03.2026.

(Dr. TARUN SAHRAWAT)
ASJ-04 & Spl. Judge (NDPS) South-East District
Saket Courts, New Delhi/06.03.2026