

SC 173/2026
STATE Vs. MOHD. BABAR ALAM AND ORS.
FIR 553/2025 (Badarpur)

07.09.2026

Present: Mr. Abhinav Kumar Dubey, Ld. Addl. PP for State.
All the accused persons (Mohd. Babar, Arvind Mani Tripathi and Mohd. Imdad Alam) present on bail.
Mr. Prashant Yadav and Ms. Laxmi Gaur, Ld. Counsel for all the accused persons.
IO/SI Vishnu in person.

The IO has appeared today pursuant to bailable warrants. He is **warned** to be careful in future in attending the court as and when summoned/called.

Heard.

Ld. Counsel for the accused persons submits that the first complaint was given by the complainant on 04.09.2025 wherein she has stated the place of incident is the office / workplace where accused persons and the complainant were working. Ld. Counsel further submits that the IO had issued a notice dated 17.09.2026 under section 91 Cr.PC with directions to produce CCTV footage of the place of incident. Ld. Counsel submits that in the said notice the IO has specifically asked for CCTV footage from 12:00 Noon to 03:00pm dated 26.07.2025 and 05:15pm to 05:45pm of 23.08.2025. Ld. Counsel submits that the CCTV footage of 03 months were given to the IO, however, the charge-sheet is completely silent on these CCTV footage. Ld. Counsel further submits that thereafter the statement of the complainant was recorded by the IO on 16.10.2025 with material improvements where the place of incident was changed. Ld. Counsel submits that the IO in connivance with the complainant has deliberately implicated the accused persons and the above conduct of the IO shows that he has not conducted a fair investigation.

Contd...

The IO submits that he has received the CCTV footage, however, he has not mentioned about the same in the charge-sheet. He further submits that he cannot give any reason for not mentioning anything about the CCTV footage in the charge-sheet and the same was due to mistake on his part.

At this stage, Ld. Counsel for the accused submits that he wants to move an application for discharge of the accused persons in this case. Be filed within one week with advance copy to the prosecution. Thereafter, reply be called from the IO.

Put up for arguments on charge on **26.09.2026**.

Fresh notice be issued to the IO with the directions to appear in person for clarifications, without fail, on the NDOH.

(Mohammad Ehtesham)
Additional Sessions Judge-05
South-East, Saket Courts, ND
07.09.2026