

SC No. 109/24
FIR No. 567/23
PS Nand Nagri
U/s 307/34 IPC
State Vs. Rahul Etc.

16.03.2024

Fresh Sessions Case received by way of assignment. Let the same be checked and registered.

Present : Sh. Parmod Kumar, Ld. Addl. PP for the State.

Both accused persons produced from JC.

Ms. Rubina Khan, Ld. Counsel for both the accused persons. (Fresh V/n filed. Same be taken on record.)

Arguments have been heard on the point of charge.

Ld. Addl. PP for the State has stated that there is sufficient material on record to frame charge against both the accused persons for the offence u/s 307/34 IPC.

Per contra, Ld. Counsel for both the accused persons has objected by stating that accused persons have been falsely implicated and there is no evidence on record to frame charge against them. Thus, they are entitled to be discharged.

Submissions heard. Record perused.

Perusal of the record reveals that specific allegations have been levelled against both the accused persons of having committed the alleged offence and the same seems to be supported by the statement of other witnesses and the material otherwise placed on record, which gives rise to a strong suspicion against the accused persons. Therefore, this court is of the view

contd.,

that *prima facie* offences u/s 307/34 IPC are made out against the accused persons. Accordingly, charge is framed, to which both the accused persons have pleaded not guilty and claimed trial.

Put up this matter for PE on 29.04.2024.

Complainant along with Duty Officer be summoned for NDOH.

Issue notice to IO/ASI Upkar Sharma to appear in person before this court on NDOH.

(Vineet Kumar)
ASJ-02/E-Court (Shahdara)
KKD/Delhi/16.03.2024