

SC No.120/2023  
STATE VS. AMAAN KHAN & Ors.  
FIR NO.715/2022  
PS JAFRABAD

04.03.2025

Present: Sh. S.K. Dubey, Ld. Addl. PP for the State.  
All accused persons have appeared through VC from JC.  
Sh. Ikrar Siddiqui, Ld. Counsel for accused Amaan,  
Harish @ Arish and Almas Khan.  
Sh. Bipin Kumar Jha, Ld. Counsel for accused Abid @  
Sonu @ Nakka.  
Ms. Megha Saroha in person and Sh. Akshay Bhandari  
(through VC), Ld. Counsels for accused Asad @ Totla.  
PW Alisha and Insp. Shailender Singh are present.

1. Perusal of the ordersheet dated 13.02.2025 reveals that it was brought to the notice of this Court that vide order dated 16.01.2025, Hon'ble High Court of Delhi has directed to expedite the recording of evidence of witnesses namely Alisha and Soniya before 06.03.2025.
2. In pursuance thereof, this Court on the same date i.e. on 13.02.2025 issued summons upon witnesses Alisha and Soniya for the next date of hearing i.e. for 22.02.2025. Further, order dated 22.02.2025 reveals that while summons were served upon PW Alisha but the same were received back unserved upon PW Soniya and despite service, PW Alisha failed to appear before the Court and fresh summons were issued upon both the witnesses through SHO concerned and matter was fixed for 03.03.2025. On 03.03.2025, witness Alisha appeared before the Court, however, since this Court was on leave, matter was fixed for today i.e. 04.03.2025.
3. Summons sent to PW Soniya for today received back unserved with the report that address cannot be traced and no person with that name was found.
4. Issue summon to PW Soniya through IO/SHO/DCP

concerned for next date of hearing.

5. Today, witness Alisha has appeared and she has been examined in the present matter. During the course of testimony, PW Alisha did not corroborate the case of the Prosecution and further stated that she does not know anything about the present case. Upon the same, Ld. Addl. PP for the State requested to cross-examine the said witness and she was cross-examined at length by Ld. Addl. PP for the State.

6. During the course of cross-examination of the witness Alisha, it is apprised by Ld. Addl. PP for the State that a CCTV footage wherein, the witness could be seen talking to accused Amaan is before FSL and the report is yet to be received and the witness is to be confronted with the said CCTV footage since, today, witness has deposed that she does not know any of the accused persons which includes accused Amaan as well.

Ld. Addl. PP for the State requested that the cross-examination of the witness may be deferred, since, she is the key witness of the incident and is required to be cross-examined at length, in order to unveil the truth. Ld. Addl. PP for the State has further argued that the CCTV footage is the key evidence and veracity of the same is yet to be confirmed from the FSL. Ld. Addl. PP for the State further draw the attention of this Court towards the CAFs whereby, the mobile number in question is in the name of witness Alisha. It is argued by Ld. Addl. PP for the State that though Alisha denied that the said number belongs to her, however, as per the documentary evidence, same is in the name of Alisha.

7. This Court has considered the arguments so led by Ld. Addl. PP for the State. The offences as alleged are grave in nature and considering the averments made by Ld. Addl. PP for the State that material evidence has to be put to the witness, since, she did not support the case of Prosecution, further examination-in-chief stands, deferred.

8. At this stage, the Counsels appearing on behalf of accused persons stated that no date in the month of March may be given, since, it is a month of Ramadan and that they could not appear before the Court during the month of March.

9. At request of Ld. Counsels of the accused that they could not appear during the month of Ramadan, now to come up for PE on **02.04.2025**. PW Alisha be summoned for next date of hearing.

10. Further, Learned Director, FSL is requested to ensure that the FSL report be filed with regard to above stated CCTV footage before this Court by the next date of hearing. SHO concerned is also directed to ensure that same be received and placed before this Court before next date of hearing. Copy of this order be sent to the Learned Director, FSL and SHO concerned for compliance thereof.

11. Copy of this order be given dasti to Ld. Counsels for accused persons as prayed for.

**(SURABHI SHARMA VATS)**  
**ASJ-04/Shahdara/KKD Courts,**  
**Delhi/04.03.2025**