

SC No. 200/2019
State Vs. Gaurav
FIR No. 139/2017
PS: Seema Puri

21.08.2025

Present: Sh. S.K. Dubey, Ld. Addl. PP for the State.

Accused is present in person.

Sh. Yogendra Kumar Tyagi, Ld. Counsel for accused.

1. Ld. Counsel for accused has submitted that he has moved an application seeking cancellation of NBW issued against the accused Gaurav. It is further submitted that accused is suffering from TB and he has shifted to his native village in Dadri, UP for his treatment, he has attached copy of the medical documents of the accused along with the application; that on 13.05.2025, the accused could not appear before the Hon'ble Court due to his ill health and he could not contact his Counsel since, his phone was damaged and he lost all his contacts from his mobile; that thereafter, on 19.05.2025 when the accused personally visited the office of his Counsel, he came to know about the order of the Hon'ble Court passed on the last date of hearing.

2. Ld. Counsel for accused further submitted that non-appearance of the accused was neither intentional nor deliberate but was due to some unavoidable circumstances and mainly due to his ill health, therefore, he requests that NBW issued against the accused Gaurav may be cancelled.

3. Submissions heard. Record perused. Considering the

aforesaid submissions and the medical documents, the NBW issued against the accused Gaurav is hereby, cancelled.

4. Ld. Addl. PP for the State has submitted that PW Shahbaz had died on 11.06.2023 and his death verification report is already on record, therefore, he may be dropped from the list of Prosecution witnesses.

5. Submissions heard. Record perused. Perusal of the record reveals that death of the PW has already been verified by the IO pursuant to direction issued by this Court vide order dated 20.12.2023, therefore, considering the request of Ld. Addl. PP for the State, PW Shahbaz is dropped from the list of Prosecution witnesses.

6. Put up for remaining PE on **06.10.2025**.

(SURABHI SHARMA VATS)
ASJ-04/Shahdara/KKD Courts,
Delhi/21.08.2025