

SC 129/2024
STATE VS. MERAJ
FIR NO.464/2020
PS WELCOME

21.05.2025

Present : Sh. Indresh Gupta, Ld. Addl. PP for State.
Accused Meraj is present on bail alongwith Ld.
LAC Sh. Balram Singh.
Accused Shah Alam produced from J/C.
Sh. Jeetendra Kumar Singh, Ld. Counsel for accused
Shah Alam.

An application under Section 484 of BNSS has been
filed on behalf of accused Meraj for reduction of surety amount.

Heard.

During the course of arguments it is revealed that the
accused Shah Alam is in judicial custody whereas co-accused
Meraj is already on bail.

Ld. Counsel for accused Shah Alam seeks
permission to withdraw the application with liberty to file afresh
one in view of the typographical error.

Accordingly, the application is dismissed as
withdrawn with liberty as prayed for.

Put up for arguments on charge today at 2:00 pm.

(SUKHVINDER KAUR)
Principal District & Sessions Judge
Shahdara, KKD Delhi/21.05.2025

At 2:15 pm.

Present : Sh. Indresh Gupta, Ld. Addl. PP for State.
Accused Meraj is present on bail alongwith Ld.
LAC Sh. Balram Singh.
Accused Shah Alam produced from J/C.

Sh. Jeetendra Kumar Singh, Ld. Counsel for accused Shah Alam.

Arguments heard on charge qua accused Shah Alam and perused the chargesheet as well as the material available on record.

Ld. Counsel for accused Shah Alam submits that the accused has been falsely implicated in this case and no case is made out against him.

On the other hand, Ld. Addl. PP for the State has argued that there are specific allegations against accused Shah Alam and prima facie case is made out against him for the offences u/s 341/392/397/34 IPC and 174-A IPC.

It is the settled proposition of law that at the stage of framing of charge, the Court is not required to meticulously judge the truth, veracity and effect of evidence which the prosecution proposes to adduce nor any weight is attached to the probable defence of the accused. The Court is not required to assess if there is sufficient ground for conviction or whether the trial is definitely going to end in the conviction of the accused. It is only to be considered if there is a strong suspicion which leads the Court to think that there are grounds for presumption that the accused had committed an offence.

After considering the arguments and the material available on record, this court is of the opinion that prima facie charge under Section u/s 341/392/397/34 IPC and 174-A IPC is made out against accused Shah Alam. Charge is accordingly framed against accused Shah Alam. Accused has pleaded not guilty to the charge and claimed trial.

At this stage, Ld. Counsel for accused Shah Alam has filed a fresh application under Section 484 of BNSS, seeking reduction of surety amount. Copy of the application is supplied to the State. Let reply, if any, be filed by the State.

Put up for consideration on the surety amount reduction application of accused Shah Alam on **24.05.2025**.

Put up for cross-examination of PW-1 Sh. Deepak Kumar qua accused Shah Alam on **21.07.2025**.

(SUKHVINDER KAUR)
Principal District & Sessions Judge
Shahdara, KKD Delhi/21.05.2025