

SC 3A/11/2014
7256/2016
DRI Vs. ANIL KUMAR ORS

26.03.2019

Present: Ms. Mala Sharma, Ld. SPP for the DRI.

Sh. S. S. Dass Ld. Counsel for accused Amit Kumar Singh.

Sh. Kamal J. S. Mann Ld. Counsel for accused Anil Kumar.

Sh. V. K. Tandon Ld. Counsel for accused Manu Khosla.

Accused Amit Kumar Singh is present (On interim bail).

Accused Manu Khosla is on interim bail (he is not present, exempted through counsel).

Accused Anil Kumar produced from JC.

Accused Anil Kumar submits that yesterday he was not sent to Court as his name was not mentioned in the list sent to the Ward for Court date. He has been produced today on the production warrant.

PW-Rajiv Vashishth Nodal Officer, Bharti Airtel Ltd. is present. He has been summoned for CAF and CDR of mobile phone numbers 9871843640, 8130526603, 9650126000 and 9818877117. His examination-in-chief recorded in part as PW-16. Ld. SPP submits that CAF and CDR of 9650126000 and 9818877117 are not on record. Witness has brought CAF and CDR of these numbers. Photocopies of the documents be prepared and be placed on record. Photocopies be also supplied to accused persons. Witness has stated that inadvertently he brought the CAF of mobile phone number 8130526603 in the name of the earlier customer Mr. Rahman who was using this number prior to Anil Kumar s/o Radhey Shyam. He seeks sometime to trace of CAF of Anil Kumar s/o Radhey Shyam in respect of this number.

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Ld. Counsel for accused Amit Kumar has pointed out that on the original CAF of mobile phone number 9818877117 in the name of K. M. International , the photograph pasted at the top right corner of the CAF appears to have been removed and changed with photograph of the accused Manu Khosla. I have seen the original CAF. There are marks of removal of some earlier pasted photograph and there are also some extra papers pasted underneath the photograph of accused Manu Khosla appearing at top right corner of CAF. The witness states that something might have fallen on the form which gives the impression of the removal of some earlier pasted photograph and perusal of the back portion of the form does not confirm removal of any photograph as in case of removal of a pasted photograph, the back portion of the form would not have been intact. Ld. Counsel for the accused has pointed out that on the backside some portion of the form from paragraph 7.1 onwards is detached and it appears that it happened due to careful removal of the photograph on the front side by applying water or use of fine knife. Witness is directed to bring this document at the time of his further examination. **PW-Rajiv Vashishth is discharged for today and he will be summoned again for a future date.**

Matter be listed on the date already fixed i.e. on **27.03.2019** for **prosecution evidence. Copy of this order be given dasti to Ld. SPP for DRI as well as to PW-16.**

(Rajesh Kumar Singh)
Special Judge (NDPS Act)
South District, Saket/26.03.2019_{AR}