

SC No. 7256/2016 (Old No. 03A/14)
DRI Vs. Anil Kumar & Ors.

05.12.2016

Present :- Ms. Mala Sharma, Ld. Special PP for DRI.

Accused Anil Kumar in JC with counsel Sh. Kamal J.S. Mann.

Accused Manu Khosla in JC with Sh. S.S. Das, Adv. Proxy for Sh. V.K. Tandon, Adv.

Accused Amit Kumar Singh in JC with counsels Sh. S.S. Das and Sh. Babu Lal.

PW3 Sh. Diwakar Joshi, SIO is present for his further examination-in-chief. He is partly examined-in-chief. His further examination is deferred at the request of learned Special Public Prosecutor.

At this stage, the report from Superintendent, Central Jail No. 1, Tihar, New Delhi, received with regard to the query of the Court as to why the UTP Manu Khosla was not produced at AIIMS Hospital on 25.10.16 at 07:00 AM where he was scheduled for surgery for ENT. Despite number of opportunities given to the Superintendent, Central Jail No. 1, no satisfactory reply has been submitted. Response received vide letter dated 05.12.16 in way shifting the responsibility on DCP, Third Battalion for not producing the UTP at AIIMS Hospital.

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(Order sheet dt.05.12.2016)

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The accused Manu Khosla is again complaining about his medical condition and he further informs that the Superintendent, Central Jail No. 1, Tihar, has now shifted him to Jail No. 8/9 where the condition is still worse.

Let the DGP, Prison to make enquiry to find out the reasons why the UTP Manu Khosla was not produced at AIIMS Hospital on 25.10.16 at 07:00 AM for treatment as the response which has been received so far is not found satisfactory. The enquiry shall also include within its scope the reason for shifting the UTP Manu Khosla from Jail No. 1 to Jail No. 9 and the relevant rules.

The present status of the medical condition of UTP/accused Manu Khosla be also submitted by the Superintendent, Jail No. 8/9 where he is presently lodged. Copy of this order be sent to DGP (Prison), DCP (Third Battalion) and superintendents of jail no. 1 and 8/9 for compliance of the order.

Put up for P.E. on **02.01.2017**.

(A.K. Kuhar)
Special Judge (NDPS)/ASJ
South District/05.12.2016