

SC No. 93/2017
FIR No. 695/2016
PS : Hauz Khas
State Vs. Shivam Pandey @ Kittu and Ors.

17.10.2019

Present : Sh. Pravin Rahul, Ld. Addl. PP for State.
Accused Ajay present on bail.
Remaining accused produced from JC.
Sh. Prashant Mendiratta, Ld. Counsel for
accused Sandeep @ Dishu.
Sh. Bhishan Singh, Ld. Counsel for accused
Akash.
Sh. Ajay Bidhuri, Ld. Counsel for accused Ajay
@ Appu.

PW-17 Ummed Singh & PW-18 Ct. Sarvan are examined,
cross-examined and discharged.

Supplementary charge-sheet with respect of the CCTV
camera and the audio recording of mobile which were seized by the
IO during investigation has been received from the court of Ld.
Magistrate.

PW-13 Nitin Gautam who has been partly examined in the
matter and his examination was deferred for the want of FSL report
with regard to the CCTV footage. The said report has been received
by way of supplementary charge-sheet alongwith three CDs and one
hard disk. However, the hard disk contains many folders and without
assistant of the IO it is not possible to ascertain which folder pertains
to the present witness and some folders could not be played for the
want of some software in the court computer system. Hence, notice
be issued to the 1st IO/Insp. R. P. Meena and 2nd IO/Insp. Jitender with
direction to appear in person to assist the court. The IO's shall bring
the Laptop equipped with requisite software for playing said CDs and
Hard disk.

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Copy of this order be sent to IO alongwith the notice.

Ahlmad is directed to keep safe the hard disk as well as CDs filed in the supplementary charge-sheet.

At this stage, accused Shivam Pandey submits that he has been given physical beatings by some inmates on account of which he has sustained severe injuries but despite that no action was taken against those inmates while he was sent to solitary confinement as a punishment.

In this regard Jail superintendent, Jail-1 has sent a report wherein it is reported that the accused Shivam Pandey and other inmates had a fight over some trivial issue. During said fight accused Shivam Pandey and other inmates sustained injuries for which they were sent to the jail dispensary for needful medication and punishment tickets in accordance with Prisons Rules were issued to all of them.

Let notice be issued to Jail Superintendent to send the MLC of accused Shivam Pandey prepared in the jail dispensary as well as in DDU alongwith the medical record of other inmates and the report as to what action has been recommended against them for 18.10.2019.

Put up for PE on 06.11.2019.

(Sunena Sharma)
Addl. Sessions Judge-03(South)
Saket Courts/New Delhi 17.10.2019