

**SC No.379/2023**

**State Vs. Kameshwar Singh @ Manoj and Ors**

**FIR No. 140/2023**

**PS Saket**

**06.11.2023**

Present: Dr. Dinesh Kumar, Ld. Additional PP for the State.  
Both the accused produced from JC.  
Sh. R N Singh, Ld. proxy counsel for accused  
Kameshwar Singh.  
Sh. Tariq Hashmi, Ld. LAC for accused Ajay Singh  
Chauhan.  
IO SI Dinesh Kumar in person.

It is submitted by IO that exhibits have been sent to FSL and sanction under Section 39 Arms Act is awaited. Inadvertently, the aspect of sanction was left out to be mentioned in the charge sheet. He stated to have been transferred to special staff and some other investigating officer may be appointed to pursue the same.

**Let SHO concerned be notified to depute some other police official to pursue the present case and also apprise the status of FSL result and sanction under section 39 Arms Act.**

In the meanwhile, matter is proceeded further with consideration on charge against the accused persons.

On poring over the records of the case, it is culled out that on the date of incident i.e. 21.04.2023, complainant M. Radha was attacked by accused Kameshwar Singh @ Manoj by firing multiple shots from a revolver.

The CCTV footage, which was played in the court, prima facie reveals that as soon as the complainant came out, the accused approached her and employed criminal force at first, pulled out the revolver and fired multiple shots at her, while she ran for her safety. MLC of the complainant also reveals having

suffered entry wound in elbow, forearm wrist, base of thumb and on back of arm and the nature of the injuries has been opined to be grievous. Accused Kameshwar Singh also hid the weapon of offence i.e. the revolver and is to be held liable for destruction of evidence also along with criminal conspiracy and attempt to murder.

Later on, during investigation, the said revolver was found to be registered in the name of the accused Ajay Singh Chauhan who had allegedly handed it over to the co-accused Kameshwar Singh @ Manoj.

IO was enquired upon as to the role of the accused Ajay Singh Chauhan, apart from the negligence in handling the revolver, upon which, IO submitted that supplementary statement of victim/complainant M. Radha was recorded wherein she alleged that co-accused Kameshwar Singh @ Manoj along with one of his accomplice had threatened her near the police station on the last Tuesday before the incident, and later on, she identified the accused Ajay Singh Chauhan to be the said accomplice, while she was visiting the AIIMS hospital.

From the records, prima facie, the offence of criminal conspiracy is made out against accused Ajay Singh Chauhan as he has conspired with co-accused Kameshwar to murder the complainant/injured Ms. Radha.

Accordingly, formal charge under section 307/120B IPC has been framed against the accused Ajay Singh Chauhan and explained to him in vernacular. Accused Ajay Singh Chauhan has pleaded not guilty and claimed trial. Formal charge under Section 307/201/120B IPC has also been framed against accused Kameshwar Singh @ Manoj and explained to him in vernacular.

He has also pleaded not guilty and claimed trial.

Cognizance of the offence under section 25/27/30 Arms Act is yet to be taken by Ld. Magistrate as sanction under section 39 Arms Act is stated to be awaited. Prosecution is at liberty to move appropriate application for framing of additional charges as and when supplementary charge sheet is filed.

Let PW Complainant/victim (mentioned at S. No.1 in the list of witnesses) be summoned through IO concerned for next date of hearing. MHC(M) with case property, if any be also summoned for next date of hearing.

IO be also notified to appear in person on the next date of hearing.

List now for prosecution evidence on 03.01.2024.

**(NAVJEET BUDHIRAJA)**  
**ASJ-02/SOUTH/SAKET COURTS**  
**NEW DELHI/06.11.2023**