

27.05.2019

FIR No. 940-14

State Vs. Pramod Kumar & Ors.

U/s : 302/201/364/457/380/411/404/34 IPC

P.S.: Dwarka North

SC NO. 440255-16

Present: Sh. Dushyant Siwatch, Ld. Addl. PP for the state with  
Inspector Ashok and SI Ashok.

Accused Pramod is P. O.

Accused Gaurav Sharma produced from JC with counsel  
Sh. Arun Kumar Sharma.

Accused Atul Kumar produced from JC with counsel Sh.  
Sh. Sat Naraian Sharma.

LAC Sh. Manish Kumar for accused Rohit Gupta along  
with his father.

Sh. Parinav Gupta, Counsel for complainant.

Accused Rohit Gupta not produced from JC. Letter  
received from Dy. Superintendent, Tihar that he has been sent to  
AIIMS for his Chemotherapy. Medical report of accused Rohit Gupta  
is also received. His counsel has sought his oral exemption for today  
on this account. Heard. His exemption is allowed for today subject to  
condition that witness will be examined and the counsel has no  
objection. Witnesses recorded today will be read against accused Rohit  
Gupta also. Let his production warrant be issued for next date. Medical  
report of accused Rohit Gupta filed.

HC Rajpal from PS Dwarka North is present and filed letter of  
CJM Kairana, along with original FIR, seizure memo and DD entry. Copies  
supplied to accused persons and Ld. Counsel for accused Rohit Gupta.

Sh. Prem Kumar, complainant is present and stated that witness Sh. Rajiv Papneja is son of deceased R.C.Papneja. It is submitted by him that he has no role in the present matter. He is settled in Canada and cannot come to depose in the court. His statement to this effect recorded separately. After consultation with IO Insp. Ashok Kumar, Ld. Addl. PP submitted that Sh. Rajiv Papneja is formal witness and he was not examined under section 161 Cr.P.C. because the dead body of the deceased was already identified by other witnesses and he may be dropped.

In view of above submissions, witness Sh. Rajiv Papneja is dropped from the list of witnesses.

PW-11 SI Hari Ram Sharma further examined, cross examined and discharged. PW-12 Ct. Rambir Singh and PW-13 Ct. Mukesh Kumar examined, cross examined and discharged.

No other witness is present today. Adjournment sought.

Interim bail application moved on behalf of accused Rohit Gupta is also pending. On request of Ld. Counsel for the accused list the bail application on next date 06.06.2019. Let report of Jail superintendent regarding his treatment at AIIMS be called for next date.

Ld. Counsel for Rohit Gupta submitted that since accused is suffering from Cancer, he be allowed to take special diet. Heard. The Request for special diet is allowed with order of the doctor. Intimation to this effect be sent to Jail superintendent for information.

Regular bail application of accused Atul is also pending. On request of Ld. Counsel for the accused, the same be put up on date fixed i.e. **06.06.2019**.

Be put up for PE on **06.06.2019**. MHC(M) is present and is directed to appear on next date with case property. Witnesses Insp. Kailash Kumar Sharma Insp. K.P.Sharma, Insp. Om Prakash Sharma and Ct. Vinit from the list of PWs of main chargesheet and Sh. Gaurav Kumar, Lalit, Sanjeev, Smt Kirti Anand and ASI Kulbhushan from the list of PWs of supplementary chargesheet be summoned for next date through SHO PS Dwarka North.

(AJAY GOEL)  
ASJ/ Spl. Judge (NDPS)  
Dwarka Courts, New Delhi/27.05.2019