

FIR NO. 940/2014

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

P.S. Dwarka North

State VS. Parmod Kumar & Ors.

S.C. NO. 440255/2016

16.10.2019

Present: Sh. Dushyant Siwatch, Addl. PP for the State.
Accused Atul Kumar is on bail with counsel Sh. D.S. Kohli.
Accused Gaurav Sharma produced from JC with counsel Sh. M.K. Sharma.
Accused Rohit Gupta produced from JC with LAC Sh. Manish Kumar.
Accused Parmod Kumar is already PO.
Sh. Parinav Gupta, Counsel for the complainant.
Witness Varun produced from JC on production warrant.

PW-29 Inspector K.P. Sharma from UP Police is present. He has been examined in chief but his cross examination is deferred on the request of Ld. Defence counsel for the accused persons.

PW-30 Sh. Varun examined, cross examined and discharged. It has been observed that Varun has furnished three different names to the police and jail authority and due to this reason the presence of this witness from the Jail could not be secured without an hectic exercise. The summons issued to this witness received back with the report that his real name is Sonu @ Chiranji and he is lodged in Jail in case FIR No. 876/17 U/s 302 IPC PS Ranhola. However, as per the list of witnesses in the chargsheet of the present case his name has been mentioned as Varun S/o Sh. Vijay Kumar. In these circumstances, it is clear that this person has disclosed his different names to the police of different police stations i.e. PS Dwarka North and PS Ranhola and also to Jail Authorities. It is often done to choose the jail number of his choice. The Director General

of Prisons as well as the Commissioner of Police are required to ascertain the identity and the real name of accused in his case and fix his identity duly supported with the document such as ID proof, Aadhar Card etc. and to make sure that the first name in the record in the police authority as well as in the Jail is maintained accordingly. Further, the Commissioner of Police to look into the aspect that record with the Police agency is maintained of this person in the name which is found to be his real name. Copy of this order be sent to the Commissioner of Police and Director General of Prisons.

No other PW is present.

MHC(M) is present. He is directed to appear with the entire case property on the next date of hearing.

Now to come up for remaining prosecution evidence on 21.10.2019.

Remaining PWs as per the list of witnesses be summoned through IO/SHO concerned.

(Ajay Goel)
ASJ/Spl. Judge (NDPS),
Dwarka, New Delhi.
16.10.2019