

SC No. 307-2022
State Vs. Tanjim @ Tanni & Ors.
FIR No. 700/2021
PS : Uttam Nagar
U/s : 307/324/113/114/115 IPC
CNR No. DLSW01-004011-2022

20.09.2022

Present: Shri Dushyant Siwatch, Ld. Addl. Public Prosecutor for State.
Shri Ranvir Vats, counsel for the accused Tanjim @ Tanni and Jugnu.
Shri Z. A. Saifi, counsel for the accused Chandan and Tarif.
All accused are on bail.

Counsels for accused concede the charge for all the accused persons except accused Jugnu.

Arguments on charge heard regarding accused Jugnu.

During the course of arguments, counsel for accused Jugnu submitted that accused Jugnu has been falsely implicated in the present case as he was not present at the spot rather on the date of incident, he was available in the Court of Shri M. P. Singh and his presence is also mentioned in the order-sheet of the said Court.

On the contra, Learned Addl. P.P for the State submitted that plea of the accused Jugnu is a matter of defence and same cannot be considered at this stage.

After having gone through the submissions, counsel for accused Jugnu and learned Additional Public Prosecutor for State, I am of the considered view that the said plea of accused Jugnu is a matter of defence and same cannot be considered at this stage.

Perusal of the case file, I find that accused persons in furtherance of their common intention attacked upon the complainant/injured by knives, particularly at the vital part of the body of the complainant, I am of the considered view that there is a prima facie case u/s 307/34 IPC against all the accused persons. Accordingly, charge u/s 307/34 IPC be framed against all of them.

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Separate Charge for the offence under Section 307/34 IPC is framed against the accused persons to which they plead not guilty and claim trial.

PWs Shri Manpreet Singh, Dr. Ajeet Kumar, Dr. Ganpati and Dr. Kushal be summoned through IO concerned for next date of hearing. Also issue summons to MHC(M) concerned to produce the case property, if any, on next date of hearing.

Re-list the matter for prosecution evidence on 06.12.2022.

(R. L. Meena)
ASJ-05/South-West District,
Dwarka Courts/New Delhi
20.09.2022 (hg)