

SC No.141/20
CNR No. DLWT01-001673-2020
State vs Suraj @ Amar
FIR No. 545/2019
U/s. 307 IPC
PS Rajouri Garden

18.05.2022

Present: Sh. Atul K. Shrivastava, Ld. Addl. PP for State
Accused on bail with Ld. Counsel Sh. Gagan Bhatnagar.

Matter is at the stage of framing of charge.
Ld. Addl. PP submits that neither the FSL / ballistic report
nor Sanction for prosecution under Section 39 of the Arms Act has been
received.

The charge-sheet in the present FIR was filed on
15.01.2020 and the present case was committed to the Ld. Sessions Court
on 29.02.2020. However, almost 2 ½ years have been passed since the
filing of the charge-sheet, but neither the FSL report has been received
nor Sanction under Section 39 of the Arms Act filed due to which even
charge has not been framed against the accused.

IO has failed to appear despite issuance of notice u/s. 350
Cr.P.C. Issue fresh notice under Section 350 Cr.P.C to the IO as to why
penal proceedings be not initiated against him for not complying the
court orders.

IO is directed to file FSL report on or before the next date
of hearing, in default, cost of Rs.10,000/- shall be imposed upon IO and
the SHO concerned.

A request letter be sent to Director, FSL to prepare the FSL
report expeditiously as trial is getting delayed.

Notice be also sent to the DCP, West for filing the Sanction
under Section 39 of the Arms Act.

Copy of the order be sent to the DCP, West for compliance.

**Put up for filing of FSL report and Sanction under
Section 39 Arms Act on 02.07.2022.**

(Sanjay Kumar)
Principal District & Sessions Judge (West)
Delhi/18.05.2022