

SC No. 141/20
FIR No. 545/19
PS : Rajouri Garden
State vs. Suraj @ Amar & Anr.
CNR No. DLWT01-001673-2020
16.07.2024

Present: Mr. Atul K. Shrivastava, Ld. Addl. PP for State.
Accused Suraj @ Amar on bail.
Accused Rahul @ Changa is absent.

Lawyers are on strike today.

As per report on the summons of MHC(M) Head Constable Nawal Kishore Meena, he had expired.

PW Keshav is absent despite service.

Summons of PW / accused Rahul @ Changa have received back with the report that he is in judicial custody in FIR No. 305/24 under Section 307 IPC PS Rajouri Garden.

It is informed by Ld. Addl. PP for State that accused Rahul @ Changa was initially a witness and thereafter, he was also cited as an accused in the present case.

I have considered the submissions. The status of a person should either be that of a witness or that of an accused.

Ld. Addl. PP submits that he require sometime to minutely go through the entire charge sheet and to see as to whether Rahul @ Changa can remain as a witness or not. It is further submitted that he will also has to consider whether for the trial under Section 25 of Arms Act, trial against accused Rahul @ Changa should be conducted separately after consultation with SHO and IO.

Issue production warrants qua accused Rahul @ Changa. Also issue notice to IO / SI Vikash Fageria as well as SHO PS Rajouri Garden to appear in person on next date. Be listed for **29.07.2024**.

(Vinod Kumar)
Principal District & Sessions Judge (West)
Delhi/16.07.2024