

SC No. 315/2026
STATE Vs. BIJENDER SINGH (JC)
FIR No. 114/2026
PS Mundka
CNR No. DLWT01-006076-2026

01.07.2026

Present: Sh. Atul Kumar Shrivastava, Ld. Addl. PP for the State.
All accused persons produced from JC.
Sh. Sahil Malik, Sh. Abhishek Kumar, Sh. Ayush Khatri and
Sh. Himanshu Bhardwaj, Ld. Counsels for the accused
persons.
IO / Inspector Gulshan Gupta in person.

Ld. counsel for the accused submits that from the bare perusal of the injury suffered by the deceased no offence under Section 103(1) BNS has been made out, in as much as all the injuries are not on the vital part of the deceased. He has relied upon *Ajay Malik v. State* 1996 JCC 312, *Sunder Lal v. State of Rajasthan* VI (2007) SLT 11, *Parusuram @ Velladurai & Ors. v. State of Tamil Nadu* (I) 1992 CCR 485 SC, *Hari Singh v. Sukhbir* 1988 AIR (SC) 2127, *Rehmat v. State of Haryana* AIR 1997 SC 1526, *Devinder v. State of Haryana* 1996 II AD SC 379 and *Nandkumar @ Nandu Manipal Mudaliar v. State of Gujrat* Criminal appeal No. 1266 of 2014

In rebuttal, Ld. counsel for the State submits that the final opinion with regard to the nature of the injury suffered by the deceased is to be given by the concerned doctor on receipt of the FSL report and

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therefore it cannot be stated that no offence under Section 103(1) BNS is made out.

A letter has been received from the FSL wherein it has been disclosed that the report with regard to the present FSL samples will be ready by 03.08.2026. IO / Inspector Gulshan Gupta who is present in person is directed to visit the FSL Rohini either himself or to send some other official to collect the report from the FSL and thereafter the opinion of the concerned doctor will be taken within 3 working days from the date of receipt of FSL report and file the same on or before NDOH.

Arguments on the charge heard.

Put up for clarifications, if any / orders on **11.08.2026** subject to awaiting the FSL report.

(Dr. Vijay Kumar Dahiya)
Principal District & Sessions Judge (West)
Delhi/01.07.2026