

IN THE COURT OF SH. VINEET KUMAR  
ASJ-02 (WEST), TIS HAZARI COURTS, DELHI

SC No. 266/2021

State Vs. Naushad.

FIR No. 656/2020

PS Hari Nagar

U/s 302/34 IPC

04.11.2025

Present : Ms. Suchitra Singh, Ld.Addl. PP for the State.  
All accused produced by JC.  
Sh. Avi Kalra, Ld. Counsel for the accused Ved  
Prakash.  
Sh. Rajeev Mittal, Ld. Chief LADC for accused  
Faisal.  
IO/Insp. Mukesh in person.

Today this matter is fixed for PE/arguments on the pending applications u/s 311 Cr. P.C. r/w Section 348 BNSS.

PW/Warden Amit is present. However, he is discharged unexamined as police file has not been received despite service of notice.

Issue notice afresh to SHO concerned with directions to send police file positively on or before NDOH. Compliance report in this regard be called for DCP concerned.

Otherwise, arguments heard on the applications on behalf of accused persons Ved Prakash and Faizal u/s 311 Cr. P.C. r/w Section 348 BNSS for recalling of PWs Sanjeev and Vinod Kumar.

PTO

Ld. Addl. PP for State has conceded that the present case is a serious case U/s 302/34 IPC, therefore, an opportunity should be afforded to the accused persons for cross examination of the said witnesses, but subject to imposition of suitable cost.

However, Ld. Chief, LADC for Faizal has submitted that on the relevant date, when cross examination of the said witnesses was taken as 'Nil' on behalf of said accused, he was on leave. Copy of attendance sheet pertaining to DLSA, West, was shown to this court, in this regard.

Therefore, in view of the above as well as in the light of grounds mentioned in the applications under Section 311 Cr. P.C, same stands allowed, but subject to cost of Rs. 1000/- upon accused Ved Prakash to be deposited in the DLSA, West. However, no cost is being imposed upon accused Faisal in the light of reason mentioned above.

It is clarified that only one opportunity shall be granted to the accused persons herein to cross-examine the said witnesses. Applications stands disposed of.

Put up for PE on 21.01.2026. *PW Sanjeev and PW Vinod Kumar be summoned for NDOH for their cross examination.*

VINEET KUMAR  
ASJ-02/ THC/West/Delhi  
04.11.2025