

SC No. 91/2025
STATE Vs. NITIN KUMAR GUPTA & ORS.
FIR No. 498/2024
PS Harsh Vihar
24.07.2025

Present:- Sh. Sobit, Ld. Additional PP for the State.
Accused Suresh @ Hemu produced from JC.
Accused Nitin Kumar Gupta, Sonu, Sabbir Malik
and Anees Rehmat present in person on bail.
Sh. Amit Kumar and Ankur Kardam, Ld. Counsels
for accused Nitin Kumar Gupta, Sabbir Malik and
Anees Rehmat.
Sh. Ravinder Kumar and Ms. Santosh Dixit, Ld.
Counsels for accused Suresh @ Hemu.

Part arguments heard.

Perusal of charge-sheet reveals that total 6 persons
i.e. accused Suresh @ Hemu, Nitin Kumar Gupta, Sonu, Sabbir
Malik, Anees Rehmat and Danish have been charge-sheeted, but
accused Danish is absconding and NBW has been issued against
him. The charge-sheet was filed on 22.11.2024 and 8 months
have elapsed and IO has not apprised the Court about the status
of accused Danish, as to proceed the trial in BNSS, an accused,
who is absconding, has to be declared PO, so that trial against
him can be held in absentia u/s 356 BNSS.

**Issue notice to IO/SI Rahul Ranjan to appear in
person to apprise the status of accused Danish, who is
absconding.**

Put up for further consideration on **06.08.2025.**

**Copy of this order be sent to SHO concerned for
compliance.**

A report has been received from Dy. Superintendent,
Central Jail No. 13, Mandoli Jail that applicant/accused Suresh

@ Hemu was called and heard in person, who has shown apprehension from other inmate during court production in Jail Van and Court Lock UP and he submitted that he feels safe and secure in his current barrack/ward. His statement has already been recorded in this regard. It is stated that separate Kharja facility as requested by the UTP/accused is not possible.

Considering the above, the application of accused Suresh @ Hemu disposed of.

(Kumar Rajat)
ASJ-07/SHD/KKD Courts/Delhi
24.07.2025