

State vs. Mohd. Shakeel & Ors.
FIR No. 166/08, 418/08, 419/08, 130/08, 293/08
PS : Special Cell

05.08.2017

Present: Sh. Irfan Ahmad, Ld. Additional PP for State.

Accused Shahzad and Hakim physically produced from Tihar Jail.

Accused Mohd. Shadiq and Akbar Ismail Chaudhary are produced via VC from District Jail Chanchalguda, Hyderabad.

Accused Mobin Kadar Sheikh, Asif Bashiruddin, Mansoor Asgar Peerboy, Accused Mohd. Zeeshan, Zia-ur-Rehman, Saquib Nisar, Mohd. Saif, Kaiyamuddin Kapadia and Mohd. Shakeel are not produced via VC from Ahmadabad Jail, Gujarat.

Sh. M. S. Khan, counsel for accused Zia-ur-Rehman, Kayamuddin Kapadia and Sadiq Sheikh.

Sh. Chinmay Kanojia, Advocate for accused Mohd. Shakeel.

Sh. Vishakh Ranjit and Sh. Debopriyo Moulik, Advocates for accused Mobin Kadir Shekh, Asif Bashiruddin Sheikh and Akbar Ismail.

Sh. Mehmood Pracha, Sh. R.H.A. Sikander and Sh. Prateek Gupta, counsel for accused Mohd. Mansoor Asghar Peerbhoy.

Sh. S. Qamar and Sh. Iftikhar Ahmed, Advocate for accused Shehjad, Hakim, Saif, Zeeshan and Saquib Nisar.

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The matter is fixed for evidence of the prosecution today. Some of the accused persons who are lodged in out station jails have not been produced. However, all the accused persons are represented through their counsel. They state that in the interest of speedy justice, they have no objection in recording evidence of witnesses in the absence of accused persons.

PW 219 Inspector Ajay Sawant further cross examined in part by Sh. Mehmood Pracha, counsel for accused Mohd. Mansoor Asghar Peerbhoy. His further cross examination is deferred as he has to catch his train which is scheduled for 4.30 pm and it is already 3 pm.

Another witness PW 226 Retired ACP Sh. Ashok T. Duraphe is also present for his further examination in chief which was deferred yesterday for identification of the accused persons who are lodged in out station jails. The witness PW 226 is discharged as unexamined for today as the accused persons lodged in out station jails have not been produced physically or via VC.

List the matter for further prosecution evidence on **19.08.2017**, the date already fixed.

Notice under section 350 Cr. P.C to the Jail Superintendent, Ahmadabad Jail, Gujarat (from where the accused lodged in JC have not been produced physically or via video conferencing) be issued through IG (Prisoner) for **19.08.2017, the date already fixed for physical production of all accused persons.**

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At this stage, an application has been moved on behalf of accused Mansoor Asgar Peerbhoy for seeking clarifications / modification of order dated 22.07.2017. Copy supplied. Same be taken on record. Put up for consideration on the date already fixed.

(SIDHARTH SHARMA)
ASJ-02/FTC, NDD/PHC
New Delhi/04.08.2017