

CNR No. DLCT12-000121-2022
Cr.Cases 20/2022
FIR No. 246/22
State Vs. Mohd. Amanatullah Khan & Ors.
PS Kalindi Kunj

02.11.2022

Present: Sh. Ratnesh Kumar Gupta, Ld. APP for the State.
IO SI Kamlesh present.

Matter is pending for consideration.

Record perused.

The police has filed charge sheet u/s 147/148/149/153/332/353 IPC r/w Section 34 IPC against accused persons, mentioned under column no.11 of the charge sheet. In brief, the case of the prosecution is that the accused persons caused an unlawful assembly, with the object of taking law in their hands, causing riots and with the object of using force to obstruct public servants namely police and MCD officials. As per the report, whereas the demolition drive of MCD was in process, the accused persons formed an unlawful assembly, with the object of causing riots in the area, being armed with deadly weapons i.e. rocks in the matter at hand and deterred the MCD officials on duty and the police officials who were on duty to ensure the law and order arrangements, in discharge of their official functions. As per the police report, many public servants i.e. police officials got injured in the process.

CNR No. DLCT12-000121-2022
Cr.Cases 20/2022
FIR No. 246/22
State Vs. Mohd. Amanatullah Khan & Ors.
PS Kalindi Kunj

: 2 :

As per the prosecution, the accused persons provoked the general public with the intention of causing riots.

The prosecution has alleged offence u/s 186 IPC as well.

Section 195 Cr.PC provides that no court shall take cognizance of the offence u/s 186 IPC unless there is a complaint on record of the public servant or of some other public servant to whom he is administratively subordinate.

In the matter at hand, the prosecution has filed the complaint u/s 195 Cr.PC under the signature of ACP Vinay Malik, Sub-Division, Sarita Vihar, Delhi.

Having perused the record, i.e. the FIR, the statement of witnesses, recovery memos, the charge sheet, complaint u/s 195 Cr.PC and the corresponding documents and having considered the submissions of Ld. APP and the IO, I take cognizance of the offence u/s 147/148/149/153/332/353/186 IPC r/w 34 IPC.

Let the accused persons mentioned in column no.11 of the charge sheet be summoned. Accused persons be summoned through IO concerned for **07.11.2022**.

(Harjeet Singh Jaspal)
ACMM-04/RADC/New Delhi
02.11.2022