

State Vs. Athar Mirza

CNR no. DLCT01-015473-2023

SC no. 605/2023

FIR no. 174/2023

U/s 307/34/174A IPC & 25/27 Arms Act

06.04.2024

Present : None for the State.

Mr. Nazir Ali, Ld. Proxy counsel for Mr. Rashid Hashmi, Advocate for the accused, namely, Athar Mirza.

Sh. Anish Kaushik, Ld. Proxy counsel for Mr. M.N. Khan, Advocate for the accused, namely, Mohd. Monish.

Accused Mohd. Monish is present on bail.

PW-2 Majid Ali and PW 'S' are present.

Matter is passed over as the regular Addl. P. P. for the State is on leave today and no substitute Addl. P. P. has been assigned for this Court yet. Further, IO is also not present.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
06.04.2024

At 02.20 p.m.

Present : Sh. M.A. Khan, Ld. (substitute) Addl. PP for the State.
Mr. Rashid Hashmi alongwith Nazir Ali, Ld. Counsel for the accused, namely, Athar Mirza.

Mr. M.N. Khan, Advocate for the accused, namely, Mohd. Monish.

Accused Mohd. Monish is present on bail.

Accused Athar Mirza has been produced from judicial custody.

Mr. Braham Singh, Support person from VWDC.

PW-3 'S' has been examined, cross-examined and discharged.

PW-2 Majid Ali is also present. However, he is discharged unexamined for today at the request of Ld. Substitute

Contd...../-

Addl. PP for the State. It is submitted by Ld. substitute Addl. PP for the State that the evidence of said witness may be recorded in presence of the regular Ld. Addl. PP for the State.

Ld. Counsel for accused Mohd. Monish has placed on record, copy of order dated 19.03.2024, passed by Hon'ble High Court of Delhi granting bail to the said accused. Same is taken on record.

List for PE on **19.04.2024**.

PW-2 Majid Ali along with the concerned IO be summoned for the next date of hearing.

Arguments on the bail application of the applicant Athar Mirza have been addressed by Ld. Counsel for the accused as well as by Ld. Addl. PP for the State.

After some arguments, Ld. Counsel for the applicant has submitted that he desires to withdraw the present application and that he would move a fresh application after conclusion of examination of PW-2 Majid Ali. Separate statement of Ld. Counsel for the applicant has been recorded to the said effect.

As prayed for, the present application is ***dismissed as withdrawn*** with liberty to Ld. Counsel to proceed as per law.

A copy of order be given ***dasti*** to the Ld. Counsel for the applicant.

Abhishek Goyal
ASJ-03, Central District,
Tis Hazari Courts, Delhi
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