

Cr. Case 4555-2021
STATE Vs. UNTRACE
FIR No.260-2016
PS Kamla Market

08.07.2025

Vide Circular No. 28588-28300-F-3(4)MM-Gaz-2025 issued by Ld. Principal District & Sessions Judge (HQ), matter assigned to this Court.

Present: Sh.Vikram Dubey, Ld. APP for State.
Rtd. ACP Dinesh Kumar, the then SHO PS Kamla Market present

The present case reveals a deeply disturbing state of affairs and highlights the utter apathy and gross negligence on part of police machinery in dealing with a heinous case of murder.

It is indeed unfortunate that a young man aged about 30-35 years was found dead on 30.07.2007 under suspicious and clearly incriminating circumstances, yet no FIR was registered by the concerned police officials. As per the post mortem report, the deceased bore a ligature mark on the neck and a greivous on the back of the head, clear indicators of homicidal death. Despite that such glaring facts, and the fact that an inquest was conducted, no steps were taken by the local police to register a case or initiate any investigation.

I have carefully gone through the entire case file. The statements of witnesses/suspects namely, Chander Mohan, Mohd. Alam, Virender Sharma and Bhuvan clearly indicate that deceased was employed at Mohan Hotel, Ajmeri Gate, and was murdered inside the premises of the said hotel. It has also come on record that the body was shifted to a nearby drain (nala) in an attempt to hide the crime. The conduct of these persons, prima facie, amounts to commission of offences, and yet no action was taken by the concerned police officials.

Shockingly, despite having sufficient material, including statements, post mortem findings, and scene of crime information, no FIR was ever registered by the then SHO or the ACP concerned.

Rtd. ACP Dinesh Kumar, who was posted as SHO, PS Kamla Market from 15.06.2016 to 31.07.2017 (dates disclosed by him) is present before the court and submits that he came across the inquest report while perusing police station records and thereafter sought permission from DCP Central for registration of FIR. It is also noted with grave concern that complete police record has not been placed before this Court. Even after registration of the FIR, no steps were taken by the police to even visit the witness/suspect. It appears that even the registration of FIR was a mere formality.

The conduct of police officials posted at PS Kamla Market at the relevant time is highly suspicious and appears to be either wilful inaction or a deliberate attempt to shield the culprits. Such a dereliction of duty in a case involving loss of human life cannot be tolerated.

Let notice be issued to DCP Central to apprise the court about the list of SHOs, Inspector Investigation and ACP concerned from the date of death of deceased till the date of registration of FIR.

Let notice be issued to Joint Commissioner of Police, Central Range, to look into the matter, fix accountability and take appropriate departmental and legal action against the erring police officials. The matter shall also be investigated from the angle of possible complicity or collusion of the police officials posted at PS Kamla Market during the relevant in suppressing the present case.

Compliance report be filed within 03 weeks from today.

Put up on **02.08.2025** for filing of report and further proceedings.

(Bharti Beniwal)
JMFC-12, Central,
Tis Hazari Courts, Delhi
08.07.2025