

**NCB Vs Manoj Kumar & Other
Case No. SC/113/2017**

30.05.2018

Present: Sh. B.S. Arora, Ld. SPP for NCB.
Accused Manoj Kumar produced from JC.
Sh. Y.K. Saxena, Ld. Counsel for accused Manoj Kumar.
IO/Sh. B.L. Bairwa is present.
HC Sanjay Kumar is also present.

At the very outset, Ld. SPP for NCB submits that proceedings qua accused Virginus Ifeanyi Emegwele may not be separated as he was not declared PO yet. In view of the submissions made, statement of IO/Sh. B.L. Bairwa/process server who executed the process U/s 82 Cr. PC against accused Virginus Ifeanyi Emegwele regarding execution of process U/s 82 Cr. PC against accused is recorded separately, as per which it appears that the process u/s 82 Cr. PC has been validly executed against the accused Virginus Ifeanyi Emegwele. The said proclamation has also been published in the Hindi as well as English newspaper and the publication report has also been placed on record. In view of the fact that the accused Virginus Ifeanyi Emegwele, despite the proclamation u/s 82 Cr. PC. being issued against him, has not appeared before this court within the stipulated period of 30 days, accused Virginus Ifeanyi Emegwele is hereby declared a "Proclaimed Offender".

Warrants of attachment issued against surety Deen Mohammad received back unexecuted with report that he was not available at the address. Even on previous occasions, he was not available. It is stated that Inspector RTO, Faridabad was also issued a letter to impound the Bolero vehicle as and when sited and police was also informed, however, till date, Bolero vehicle has not been found.

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Let fresh warrants of attachment in respect of attachment of Bolero vehicle owned by surety Deen Mohammad be issued through DCP, Faridabad. IO to take further steps in this regard and file report on next date. At this stage, as requested by Ld. SPP for NCB, owner of premises in which accused Virginus Ifeanyi Emegwele was residing be also verified and report to this effect be also sought for next date.

As requested, matter is adjourned for RPE qua accused Manoj Kumar for 13.07.2018.

Order dasti, as requested.

(Sudesh Kumar II)
Special Judge/NDPS
New Delhi/30.05.2018