

FIR No. 78/20
Cr. Case No. 14/23
CNR No. DLCT-12-000198-2023
State vs Kapil Mishra
U/s. 125 Representation of People Act
PS Model Town

26.05.2025

Present : Sh. Chiranjit Singh, Ld. APP for the State **via VC**.
Sh. Pawan Narang, Ld. Senior Advocate along with
Sh. Neeraj and Sh. Himanshu Sethi, Ld. Counsels
for the accused.
Accused Kapil Mishra is present **via VC**.

Further part arguments heard on charge on behalf of
Ld. Senior Counsel for the accused.

It is pertinent to mention herein vide order dated
04.03.2024, my Ld. Predecessor had directed for further
investigation and in particular, during the course of arguments,
emphasis has been laid qua the adequacy of the investigation
with respect to para 9(d) of the order-sheet dated 04.03.2024.

Ld. Senior Counsel has reiterated the benchmark of
the investigation to the satisfaction of the Court within the spirit
pursuant to the directions of further investigation. Without fail,
the diligent endeavor was made by this Court vide order-sheets
dated 20.03.2024, 20.04.2024, 10.05.2024, 15.05.2024,
01.06.2024, 01.07.2024, 11.07.2024, 22.07.2024, 20.03.2025,
08.04.2025 for the collection of evidence qua twitter handle of
the accused, but in vain.

It is pertinent to mention herein that vide order-sheet
dated 20.03.2024, investigation qua para 9(d) was brought forth

to the attention of the Worthy DCP, North West and copy of order-sheet was also sent to Worthy Joint Commissioner, Northern Range. On the last date of hearing, i.e. 08.04.2025, assurance was revealed via the report of Worthy DCP that efforts were being made to obtain report from Twitter, now X.

No one is present on behalf of the Investigating Agency to follow up the directions of further investigation and before any stringent remarks could be made upon the casual attitude of the Investigating Agency qua the directions of this Court, this Court is constrained to bring it to the notice of **Worthy Commissioner of Police, Delhi Police** with respect to the state of affairs and non-adequate explanation on the part of the Investigating Agency.

It is also suggested that if the aid of any other Ministry is required, this Court is of the opinion that the Delhi Police is enough equipped and will not be shy to take resort to.

Out of the ten dates afore-mentioned, **this Court is appending only order-sheets of 20.03.2025 and 08.04.2025 and the order-sheet dated 04.03.2024, wherein the directions for the further investigation were laid down by my Ld. Predecessor, for the kind perusal of Worthy Commissioner of Police, Delhi Police and Worthy Joint Commissioner, Northern Range, for that will suffice.**

It is also impressed upon the Investigating Agency to atleast procure the relevant material which must be the part of the charge-sheet wherein the reasonable time limit had already been granted, as has been directed by this Court, and in the present case, it is pending from 20.03.2024 i.e. almost an year. In

the case the Delhi Police fails to investigate or there is any impediment, same be reported to this Court.

Acknowledgment of receipt of this order-sheet be also called from the Office of Commissioner of Police, Delhi Police from the concerned officer, whom the Worthy Commissioner of Police delegates to.

Copy of this order be sent to Worthy Joint Commissioner, Northern Range to do the needful as already his Worthy office was well-acquainted with the state of affairs on 20.03.2025.

Put up for further arguments on charge and status report from the Worthy Joint Commissioner, Northern Range under his signatures be filed before this Court on **07.07.2025** at **02:15 PM**.

(Vaibhav Chaurasia)
ACJM-04, RADC, New Delhi
26.05.2025