



\$~49

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 12899/2024 & CM APPL. 53749/2024**

RAMESH CHAND JAIN

.....Petitioner

Through: Mr. Sumit Thakur, Mr. Sandeep
Nainwal, Advocates with Petitioner in
person

versus

**OFFICE OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE
DWARKA COURTS NEW DELHI**

.....Respondent

Through: Mr. Udit Malik, ASC (Civil) for
GNCTD with Mr. Vishal Chanda,
Advocate

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

% **13.09.2024**

1. Through the present writ petition, the Petitioner seeks appropriate directions for furnishing of CCTV footage of the Dwarka District Court premises for 12th April, 2024 from 02:00 PM to 04:30 PM, particularly for the cameras installed outside Court No. 604. The Petitioner contends that despite being present before the Trial Court on the said date, in the ongoing proceedings wherein he is impleaded as a Defendant, he has been marked absent in the order dated 12th April, 2024 and his right to lead evidence have been closed.

2. The CCTV footage is being sought by the Petitioner to gather evidence to establish that he, along with Defendant No. 4 and their respective counsel, were present before the Court on the said date. In this regard, he filed an application dated 1st May, 2024 requesting the



preservation and furnishing of the said footage, however, the same has been denied to him *vide* communication dated 15th June, 2024, stating that CCTV footage can be provided only under direction of a Court or at the request of investigating agencies. Accordingly, the Petitioner has approached this Court under Article 226 of the Constitution, 1950, seeking necessary directions to this effect.

3. After hearing the parties, the Court is of the opinion that in order to demonstrate the presence of the Petitioner on the said date, the request for CCTV footage ought to be made before the concerned Court where the evidence is to be cited. At this juncture, counsel for the Petitioner, seeks liberty to file an appropriate application before the concerned Court and requests that till such time an application is filed and adjudicated, it should be directed that the CCTV footage be preserved.

4. Considering the above, the present writ petition is disposed of with liberty as aforesaid, and it is directed that the CCTV footage of the Dwarka District Court Complex from the date of 12th April, 2024 from 02:00 PM to 04:30 PM, particularly for the cameras installed outside Court No. 604, be preserved.

5. It is made clear that the Court has not commented upon the merits of the case and all rights and contentions of the parties are left open.

6. Accordingly, the present writ petition is disposed of along with pending applications.

SANJEEV NARULA, J

SEPTEMBER 13, 2024/ab