

3RD NUSRL NATIONAL TRIAL ADVOCACY COMPETITION, 2018

NATIONAL UNIVERSITY OF STUDY & RESEARCH IN LAW, RANCHI

MAY 17, 2018 TO MAY 20, 2018

KNOWLEDGE PARTNERS



MOOT PROBLEM

HOSTED BY:

THE MOOT COURT COMMITTEE,

NATIONAL UNIVERSITY OF STUDY AND RESEARCH IN LAW, RANCHI

We are extremely thankful to Ms. Geeta Luthra (Senior Advocate, Supreme Court of India) under whose guidance and supervision this Moot Problem has been drafted.

Any attempt to contact her or anybody from her office relating to this Moot Problem shall result in immediate disqualification.

In the Court of the Principal Sessions Judge, Kranchi-

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EXHIBIT – 1

FIRST INFORMATION REPORT

EXHIBIT I

FIRST INFORMATION REPORT

(Under Section 154 of CrPC)

G. R. No. 1478/18

Ref. No. : 124554

1. *District: Keranchi *Police Station: Bagri *Year: 2018 *FIR No.: 113/18 *Date: 15/02/2018
2. (i) *Act: Hindian Penal Code 1860 *Sections: 302, 307, 34, 120B, 392, 447
 (ii) *Act: Arms Act, 1959 *Sections: 7, 27
 (iii) *Other Acts & Sections: _____
3. (a) *Occurrence of Offence: _____ *Day: Thursday *Date from: 15/02/2018 *Date to: 15/02/2018 *Time period: _____ *Time from: 11:00 a.m. *Time to: 12:00 noon
 (b) *Information received at P.S.: _____ *Date: 15/02/2018 *Time: 12:10 p.m.
 (c) *General Diary Reference: _____ *Entry No.: _____ *Time: _____
4. Type of Information _____ Written/ Oral: ✓
5. Place of Occurrence: (a) Direction and Distance from P.S.: South-west; 7 kms (approx.)
 _____ Beat No.: _____
 (b) Address House No. 30, "Ram Niwas", Viraj Colony, Bagri, Keranchi
 (c) In case, outside the limit of this Police Station, then
 Name of P.S.: _____ District: _____
6. Complainant/ Informant:
 (a) Name Bhawani Shankar Chauhan (b) Father's/ Husband's Name Lt. Mr. Jitendra Chauhan
 (c) Date/ Year of Birth 19/04/1960 (d) Nationality Hindian
 (e) Passport No. _____
 Date of Issue _____ Place of Issue _____

(f) Occupation Builder (g) Address House No. 30, Ram Niwas, Vinay Colony, Bagri, Kanchi, Galtband

7. Details of known/suspected/unknown accused with full particulars (Attach separate sheet, if necessary)

1. Farhan Qureshi
2. Unidentified
3. _____

8. Reasons for delay in reporting by the complainant/ informant _____

9. Inquest Report/ U.D. Case No./ if any _____

10. Action taken/ Since the above information reveals commission of offence(s) u/s as mentioned at Item No. 2:

☒ (1) Registered the case and took up the investigation or S.I. Rabin Khatri

(2) Directed Sh./ Smt. / Km. (Name of I.O.) _____

No. 123 to take up the investigation or

(3) Refused investigation due to _____ or

(4) Transferred to P.S. _____ District _____ on point of jurisdiction.

F.I.R. read over to the complainant/ informant, admitted to be correctly recorded and a copy given to the complainant/informant, free of cost.

R.O.A.C.

Kabir

Signature of Officer In-Charge, Police Station

11. Signature/ Thumb Impression Name:

Praveen Kumar
(Complainant/ Informant)

Physical features, deformities and other details of the suspect/ accused: (If known/ seen)

Serial No.	Sex	Date/ Year of Birth	Build	Height (cms)	Complexion	Identification Marks
1.	2.	3.	4.	5.	6.	7.
1.	Male	24/4/1992	Well build; medium	182 cms	wheatish	

Deformities	Teeth	Hair	Eyes	Habit(s)	Dress
8.	9.	10.	11.	12.	13.
		Black	Brown		White T-shirt and Blue jeans

Language	Place of				
	Burn Mark	Leucoderma	Mole	Scar	Tattoo
14.	15.	16.	17.	18.	19.
Hindi					

These fields will be entered only if informant gives any one or more particulars about the suspect/ accused.

Physical features, deformities and other details of the suspect/ accused: (If known/ seen)

Serial No.	Sex	Date/ Year of Birth	Build	Height (cms)	Complexion	Identification Marks
1.	2.	3.	4.	5.	6.	7.
2.	Male		Well build medium	170 cms	Wheatish	

Deformities	Teeth	Hair	Eyes	Habit(s)	Dress
8.	9.	10.	11.	12.	13.
		Black	Brown		Grey T-shirt and Black jeans

Language	Place of				
	Burn Mark	Leucoderma	Mole	Scar	Tattoo
14.	15.	16.	17.	18.	19.
Hindi					

These fields will be entered only if informant gives any one or more particulars about the suspect/ accused.

EXHIBIT - 2

CHARGESHEET

(Under Section 173 CrPC, 1973)

G.R. NO. 1478/18

FINAL FORM REPORT

In the Court of Principal Sessions Judge,

1. Dist.: Kranchi, P.S.: Bagri, Year: 2018, FIR No.: 113/18, Date of FIR: 15/02/2018
2. Charge-sheet No.: 253142
3. Date: 23-04-2018
4. (1) Act: Hindian Penal Code, 1860, Ss. 302, 307, 34, 120B, 392, 447
(2) Act: Arms Act, 1959, Ss. 7, 27.
5. Accused No. 1 (Farhan Qureshi) has been charged under Hindian Penal Code, 1860, Ss. 302, 307, 34, 120B, 392, 447 and Arms Act, 1959, Ss. 7, 27.
Accused No. 2 (Salim Ali) has been charged under Hindian Penal Code, 1860, Ss. 302, 307, 34, 120B, 392, 447 and Arms Act, 1959, Ss. 7, 27.
6. Type of Final Form: Charge-sheet
7. If F. R. Un-occurred: X
8. If Charge-sheet: Original
9. Name of the I.O.: Mr. Kabir Khatri (Sub-Inspector)
10. Name of Complainant/ Informant: Mr. Bhawani Shankar Chauhan
11. Details of property seized:
 - 1) 0.38 Smith & Wessn revolver
 - 2) 0.315 in. Single-shot Pistol (Desi Katta)
 - 3) Bullet shell
 - 4) Broken female wrist watch

- 5) A black stringed *tabeez*
- 6) A white button
- 7) A cellphone
- 8) A bottle of scotch and two glasses
- 9) A matchbox and two burnt matchsticks
- 10) An Ashtray
- 11) An ice tray
- 12) Invitation Card
- 13) Knuckle duster
- 14) A black bag containing clothes, jewelry, and cash.

12. No. of accused persons: 2 (two)

I visited their house in furtherance of the investigation. During the course of investigation, I have taken several statements u/s 161 Cr.P.C. and I find a strong *prima facie* case against the accused.

I submit the charge-sheet *vide* Bagri P.S., Charge-sheet dated 23/04/2018 against the Accused No. 1 Mr. Farhan Qureshi s/o Mr. Tahir Qureshi and Accused No. 2 Mr. Salim Ali s/o Mr. Rehman Ali.

I pray to the Ld. Court to take cognizance against the Accused No. 1 (Farhan Qureshi) and Accused No. 2 (Salim Ali) for crimes committed u/s Ss. 302, 307, 34, 120B, 392, 447 of the Hindian Penal Code, 1860 and Ss. 7 & 27 of Arms Act, 1959, compel their attendance in the Court for the purpose of their trial.

Submitted by-

Sd/-

Kabir Khatri

Sub-Inspector, Bagri P.S.

EXHIBIT – 3

STATEMENT OF THE COMPLAINANT

PW-1: MR. BHAWANI SHANKAR CHAUHAN (COMPLAINANT) - FATHER OF THE DECEASED

[Under Section 161 CrPC]

SEX: *MALE*

AGE: *58 YEARS*

OCCUPATION: *BUILDER*

STATEMENT: I am Bhawani Shankar Chauhan, s/o Late. Shri Jitendra Chauhan, residing at House No. 30, Ram Niwas, Viraj Colony, Bagri, Kranchi, Golkhand. I got married in the year 1985 to Leela Chauhan. In 1990, we were blessed with a boy and in the year 1994, Avani came into our lives. With Avani our family became complete. We could not have been happier. Rudra, was the charm of my lineage. He was very fond of Avani and was also extremely protective about his little sister. Both of them shared a very warm relationship where Avani would run to him for every little thing. Avani was as beautiful as her mother and being the youngest child in the family she was loved by all. She was a very bright and intelligent child, always aced her classes at school. She was also an excellent kathak dancer bagging various national awards, thus adding to the prestige of the family. I can still recall, how she cried on the first day of her kathak classes as she wasn't interested, but after few classes, she did extremely well. For her coming second was never an option. She completed her schooling in 2013 with flying colours after which she insisted on pursuing Bachelor of Commerce from Kranchi Institute of Management Studies (KIMS). After completing her B.Com in 2016, we got her enrolled for MBA in Trambidge Institute of Management (TIM). Both our children were apple of our eyes, our pride, our honour.

I came to know about Avani's relationship with Farhan only on her 24th birthday night after her mother came across Avani's cell phone conversations. There were certain unread messages expressing love from a boy named Farhan. Leela was shocked after reading the amorous

content of the messages. Her mother confronted her about the messages and tried to make her understand that Farhan was not a suitable boy for her since he did not match their status and most importantly would never be a good suitor for such a talented girl. Leela made it very clear to her that the family would never accept such a relationship which would hamper their cultural and religious beliefs. Leela made Avani promise that she will never meet or talk to Farhan in the future. After her entire conversation with Avani, she came and told me about the entire incident. Leela even asked me keep calm right now and not escalate the issue since she had handled it well. My faith in my daughter and the word of her mouth drove me to remain calm about this situation. Avani was always a girl of morals and principles and understood the value of family and there was no way she would have gone against our wishes.

Avani had always been an obedient girl, always confirming with our concerns but, soon my faith was shattered when almost a month later Rudra saw that boy Farhan dropping Avani outside our house. Rudra was outraged to see his sister embrace a man publicly. He confronted Avani as soon as she stepped inside the house. Leela and I rushed to the hall after hearing their Rudra's loud voice. After Rudra told us what he had just seen we were left speechless. I could not imagine my daughter going against her teachings but I knew that my daughter would soon see rationally and realise the true intentions of that boy. I tried to make her understand as to how the boy was playing with her emotions and as to how he was only after our money. I told her to think calmly about the family reputation and not do anything that would harm our societal respect. Sobbing, she fell on her knees and promised that she won't meet him again and will avoid any future contacts.

As our routine life resumed, Rudra and I soon got busy with the political campaigning. On 14th February 2018, Avani told Rudra that she was going to meet her friend Ayesha Singh and left the house early in the morning. Soon, Rudra also left for a special campaign organized by the Golkhand Hindu Sangha near High Street area. A few hours later Rudra came home dragging

Avani out of the car and screaming at the top of his voice. As he came in, he told Leela and me that on his way to the campaign, he had seen Avani with that boy Farhan in Royal Café. He had seen that Farhan was holding Avani's hand and that she looked very disgusted and irritated. I was infuriated, and before Avani could explain anything, I burst out at her. I had never expected my daughter to do anything like this and this act was simply beyond my imagination. I knew I had gone too far when she stormed into her room and locked herself up for the entire day. When Avani refused to have dinner that day, I realised the gravity of the situation and decided to at least hear her out the next day.

Before any such conversations and reconciliation could happen, the catastrophic day of 15th February 2018 came. Leela had to attend an important Sangh meeting, and Rudra and I were sitting in the hall planning some campaign. It was somewhere around 11:00 a.m. when Farhan along with one of his friend's barged into the house and started calling out Avani's name. Rudra tried to push Farhan and his friend out of the house. In a scuffle with Farhan, Rudra was punched hard on his face with some sort of metal stuck on Farhan's knuckle. Rudra fell hard on the ground and was motionless. Meanwhile, Avani hearing all the commotion had come there and she shockingly fell to the ground trying to gather the incidence. Farhan asked Avani to hand over her bag to his friend and come with him. Avani did not budge to Farhan's words. His friend picked the bag up and asked Farhan to leave Avani. Realising that Avani had stood with her family and would not leave with Farhan, an enraged Farhan asked his friend to shoot her and run out of the house. Then, there was a gunshot, and Avani fell to the ground. I tried to snatch the gun which Farhan's friend held and in a scuffle the gun fell down and the two of them ran away. A dead silence surrounded me. All these incidences happened before my very eyes in seconds and left me shell-shocked. My whole world collapsed in front of my eyes and I, Bhawani Shankar, could not do anything about it.

Sd/-

Sd/-

Kabir Khatri

Shri Bhawani Shankar Chauhan

Sub-Inspector, Bagri P.S.

PW – 2: MRS. LEELA CHAUHAN- MOTHER OF THE DECEASED

[Under Section 161 CrPC]

SEX: FEMALE

AGE: 50 YEARS

OCCUPATION: HOMEMAKER

STATEMENT: I am Leela Chauhan, w/o Shri Bhawani Shankar Chauhan. We got married in the year 1985 and soon our life was blessed with two beautiful kids, Rudra and Avani. Avani being the youngest was always pampered and loved by everyone. She was a bright girl and unlike my son Rudra, who was more inclined towards politics and the family business, she made her way at the top of her class. Like his father, Rudra gave importance to family values. Avani always wanted to achieve success and in furtherance thereof, she had planned on doing her master's in business management and finance. I remember the day when she had come to me cheerfully and given me the news of her selection at Xavier Institute of Management (XIM), Pindore. My husband and son however, did not agree to the idea of sending their darling away to a different city when Ranchi had some of the best institutions for study. As reluctant as she was to the idea, Avani started to pursue her MBA from Trimbhake Institute of Management (TIM). Her determination and curricular presence only added glories to the Chauhan household.

It was only on Avani's 24th birthday when after a small get-together, I went to her room to wish her goodnight that I saw some amorous messages from a boy named Farhan who had expressed his love for Avani. I was shocked to see their chat history in which Avani had also made pretty evident that she had feelings for this boy. I could never imagine my daughter doing such shameful acts behind our back. Talking some sense into Avani, I made her realize that such

acts are against our culture and religion and that the Chauhan family would never allow such relationship. I made her promise that she would never talk to that boy again and would break any relation she had with him. That night, I told my husband about this and asked him not to mention about this to Avani as I had taken the necessary measures. Though my husband was extremely annoyed, he agreed not to take any action since we immensely trusted Avani.

Things settled in their routine, until almost a month later, Rudra and Avani got into a verbal fight. My husband and I rushed there only to be told by Rudra that he had seen Avani embrace one boy near the house. My husband and I immediately realized that our daughter had fallen to her words and had never actually stopped seeing that boy. My husband was also furious, but he wanted to make Avani see rationally into the situation. He explained to Avani that this boy would never be right for her and that he was only cheating her for her money. He told Avani that he would not tolerate such act and that she should understand his concern.

After that incident, Avani became very quiet and often stayed in her room avoiding interaction with anyone. However, on 14th February, I saw Rudra dragging Avani inside the house from his car. For once I did not understand what the matter was, but the situation looked tense to me. Rudra barged inside the house and explained to us that he had seen Avani with that boy Farhan, at Royal Café and even though she looked irritated, they were holding hands. He continued to warn her and meanwhile, my husband lost his calm. My husband angrily confronted Avani and questioned her values. He could not believe that his darling daughter had broken her promise and had met that boy again. A terrified Avani ran into her room and locked herself shut and refused to come out even for dinner. It was then that my husband thought of talking to Avani once again and making her see his way.

On the fateful day, I had to leave for the Annual General Meeting of the Golkhand Hindu Sangh and therefore, I left the house at around 09:30 a.m. During the meeting, I received a call from a panicked from Raju, our servant. He was crying and yelling out to me, asking me to come home repeatedly. I could not gather anything else from his call and immediately rushed out of the meeting towards the house. When I reached main door of our house, I saw Rudra lying motionless on the floor, with some bloodstains around him. As I came inside clueless, I was shocked to see Avani lying in a pool of blood and my husband sitting on the stairs stunned. I did not know how to react and even our family doctor, Dr. Khare, could not answer my questions, as he had also just arrived there. Soon after, Dr. Khare's words shattered me as I was told that both my kids were no longer in this world. After about 30 mins, the police entered the room, and started investigating about the entire incident.

PW- 3: MS. AYESHA SINGH - FRIEND OF DECEASED II

[Under Section 161 CrPC]

SEX: FEMALE

AGE: 24 YEARS

OCCUPATION: STUDENT

STATEMENT: I am Ayesha Singh, d/o Shri Paramveer Singh. I am Avani's childhood friend. She was always more than a friend for me and she managed to fill my need for a sibling. Avani, was the daughter of the renowned builder and politician Shri Bhawani Shankar Chauhan. An orthodox ideologist, Shri Bhawani Shankar Chauhan is respected throughout the state for being the trustee of Golkhand Hindu Sangha, the ruling party in the state which has strong beliefs in promoting and safeguarding Hinduism. Apart from Avani and Shri Bhawani Shankar Chauhan, the Chauhan family consists of, Avani's mother, Mrs. Leela Chauhan and Avani's elder brother, Rudra Pratap Chauhan. The Chauhans are known for their affluence and political dominance in the city.

Rudra Pratap Chauhan or *Bhaiyaji*, as he was popularly called, shared his father's political and ideological interests. However, unlike her brother, who had joined his father's business immediately after completing his graduation, Avani was a girl with high ambitions and progressive thoughts. Avani had completed her schooling in the year 2013 and then she pursued Bachelor of Commerce from Kranchi Institute of Management Studies (KIMS). Since she had a flair in the finance and management, Avani had applied to various institutes and her happiness had known no bounds when she had received the acceptance from XIM Pindore. Sadly, her family did not permit her to go outside Kranchi and she had to continue her higher studies from Trambridge Institute of Management (TIM).

Avani soon engaged herself in various activities, but on most of the days, we used to hang out with all our friends at Royale Café, after classes. In December 2015, Avani met Farhan Qureshi, who was then working at the Royale Café. Gradually, Avani and Farhan started seeing each other regularly. I could not imagine my best friend going behind such a lowlife, but Avani was happier around Farhan, and I decided to stand by her. A couple of months later, they confessed their love to each other. My happiness knew no bounds but somewhere deep down I always worried about Farhan not being the right man for a girl like Avani.

Despite my resentment and the numerous social barriers, their love flourished, and they made peace with whatever small meetings they had. However, in October 2017, Farhan witnessed a rough patch in his career. He was getting weaker economically. And, thus, asked for financial help from his beloved, Avani. The day Avani told me about this, I was convinced that Farhan was just another gold digger, but Avani persuaded me that the money was given to him for starting his own business so that he could secure a future for both of them. As a favour, I used to deliver money from Avani to Farhan. It was during these encounters with Farhan that I often heard him complain about the amount of money being too less and pushing me to convey to

Avani to hurry up in giving the entire amount. By the end of the year, Avani had covertly transferred a total sum of Rs. 4,00,000 to Farhan.

On Avani's birthday on 1st January 2018, she called me late at night sounding extremely scared. She told me that Leela Aunty had found out about her affair with Farhan when she was chatting with him. She told me that Leela Aunty had warned her not to continue this and had made her promise that she would never see Farhan again. Avani was not a person who would not stand by her promise but she could not imagine her life without Farhan. She was however, worried about her father and brother finding out about this affair. She told me that her father would never understand and that her brother might even go to the extent of harming Farhan. After I calmed her down, I told her that Leela Aunty was rational and being well aware about the family's reaction would not divulge this information to anyone. Knowing very well that it was just a shot in the dark, I asked Avani to rethink about her relationship with Farhan as this relationship would never have a good end.

On 7th February 2018, i.e., almost a month later, Farhan dropped Avani near her home and they shared a romantic gesture before parting ways. The act was witnessed by her brother, Rudra. This ensured a major brawl in her house and her father strictly warned her to stop interactions with the boy and also restricted her outings. Even Leela Aunty could not say anything about it. Meanwhile, Avani told me that Farhan had again faced a downfall in his career and was left helpless, and therefore she continued to give him money through me.

Even after all the restrictions, Avani managed to escape her brother's hawk eye on 14th February 2018, for meeting Farhan at the Café with the help of Farhan's friend Salim Ali. She was tensed about all her family's resentment towards Farhan. Things turned ugly when her brother saw them together at the Café and beat Farhan and his friend black and blue. He then warned Farhan to stay away from Avani or face harsh consequences. He then dragged Avani home and narrated the incidence to his father. An enraged Mr. Chauhan smacked Avani, who

fearing her father's anger, locked herself in the room. Immediately after that her affection drove her to call Farhan up and ask him about his injuries. After her conversation with him, she called me sobbingly to narrate these incidences. She even said that she was worried about Farhan as her brother would not spare him. What surprised me was when she told me that Farhan had asked about whether she would now be able to give him money. I asked her to calm down and stay away from Farhan for a while. This was my last conversation with Avani after which the sad news of her demise came to me. How I wish my soul sister would come back, would call me for the smallest thing and would continuously tell me that everything would work out.

PW – 4: DR. A.K. KHARE - FAMILY DOCTOR

[Under Section 161 CrPC]

SEX: *MALE*

AGE: *52 YEARS*

OCCUPATION: *DOCTOR*

STATEMENT: I am Dr. A. K. Khare (M.B.B.S), (M.D.) s/o Dr. Kishore Khare, residing at House No. 28, Viraj Colony, Bagri, Kranchi, Golkhand. I am practicing at the Kranchi Institute of Medical Sciences, as a Chief Surgeon for the past 13 years. I have known Mr. Chauhan ever since I settled in Viraj Colony, i.e., for roughly around ten years. The Chauhan residence is in the similar wing and through the usual morning walks, Mr. Chauhan and I became the best of the friends. Our friendship bonded over regular house visits and family interactions. It has been since then that I have dealt with all the health problems of the family as a family doctor. Rudra and Avani had grown up in front of me and were like my own children. Avani would often come to my house as she shared a very special bond with my son.

It was on the 15th February 2018, when I was about to leave for the hospital that I got the call from Raju Khelawan requesting me to rush to the Chauhan residence as soon as possible. I rushed towards their residence and saw two bodies lying on the floor, motionless. Mr. Chauhan

was sitting on the staircase, in a state of shock and nobody there could explain to me as to what had happened. Meanwhile, Mrs. Chauhan also arrived home and started questioning me endlessly about the situation. On inspecting the bodies immediately, I came to know that nothing could be done, and that both the children were dead even before my arrival.

After my examination, I called the police as there was a bullet shell lying next to Avani and I gathered that this was no ordinary death. I informed the police about the bodies. After some time, they reached the residence and conducted some preliminary inquiry. Then with one of the constables, I left along with the two dead bodies for the post-mortem in the ambulance.

PW – 5 - RAJU KHELAWAN- HOUSE SERVANT

[Under Section 161 CrPC]

SEX: *MALE*

AGE: *45 YEARS*

OCCUPATION: *SERVANT*

STATEMENT: I am Raju Khelawan s/o Pyarelal. I have been working for the Chauhan's since 1992. In spite of their high status they have always been kind and generous to me. Bhawani Sahib has always considered me as a part of the family. It was only by his grace that the marriage of my elder daughter was solemnized.

Avani was born before my very eyes. She was a bright child for her age, exceptional in her studies and for these reasons loved by all. The family had a close bond and would always settle any dispute on amicable terms, but one fine day, I witnessed a huge quarrel in the family and went berserk. It so happened that Rudra Baba had seen Avani Didi with a boy. Bhawani Sahib was very angry and was trying to explain to Avani Didi that the boy was only after her money and also that her relationship could not be accepted as it was against their religious beliefs. He warned her not to meet that boy again. The atmosphere of the house was very tensed in the following days. Avani mostly kept to herself and hardly talked to one anyone.

On 14th February 2018, another huge argument erupted in the family and Avani Didi locked herself in the room. I even went up to call her for dinner, but she refused to open the door. The very next day, I got up early in the morning as usual and prepared coffee for Rudra Baba. Avani Didi did not come down for breakfast. Leela Madam had to attend a meeting and therefore, she left the house at around 09:30 a.m. After completing my work in the kitchen, I went to wash clothes on the terrace. Rudra Baba and Sahib were sitting in the hall. I was startled by when at around 11:45 a.m., I heard a gunshot. I immediately rushed downstairs and saw that Rudra Baba and Avani Didi were lying on the floor and there was blood on the floor. Bhawani Sahib was sitting on the staircase, dumbstruck. I tried to ask him as to what had happened, but he kept silent. I did not know what to do but, I immediately called Leela Madam and asked her to rush home. I also called the family doctor, Dr. Khare and asked him to come as soon as possible. Dr. Khare arrived in about 10 mins and soon after Leela Madam also came in. On examining Avani Didi and Rudra Baba, Dr. Khare called the police.

PW – 6 - DR. JOSEPH FERNANDEZ - MEDICAL EXPERT

[Under Section 161 CrPC]

SEX: MALE

AGE: 52 YEARS

OCCUPATION: SURGEON

STATEMENT: I am Dr. Joseph Fernandez (M.B.B.S), (M.D.) s/o Dr. Marcus Fernandez, residing at 488, Damru Road, Kranchi. I have been practicing at the Kranchi Institute of Medical Sciences, as a Chief Surgeon for the past 17 years. I headed the post mortem examination of the deceased in this case.

I was heading the post mortem examination of Mr. Rudra Pratap Chauhan. The body was brought in at around 02:00 p.m. on 15th February, 2018 and was declared dead on arrival. Since I was on duty at that time, I went ahead with the autopsy at the earliest and thus, the autopsy

began at 03:00 p.m. and it continued till 04:35 p.m. The body at the time of the post mortem had visible injury marks in the form of abrasions over left arm and over the right shoulder. There was also a lacerated wound over the nasal bone which can be caused easily by punching with a metal object. At last, I would like to say that the cause of death was the excessive blood loss from the lacerated wound over the nasal bone.

My opinion on the aforesaid cause of death has been duly reasoned and supplemented by an Autopsy Report. The Autopsy Report has been submitted in two parts (brief and descriptive) and must be read as supplementary to one another. The report has been prepared carefully following the standard procedure and protocol in medico legal practice. The said report has been duly submitted to the proper authorities.

I was heading the post mortem examination of Ms. Avani Chauhan. The body was brought in at around 02:00 pm on 15th February, 2018 and was declared dead on arrival. Since I was on duty at that time, I went ahead with the autopsy at the earliest and thus, the autopsy began at 05:00 pm and it continued till 06:45 pm. The body at the time of the post mortem had visible injury marks in the form of a tangential gunshot wound on the left side of the head alongside blue ante-mortem bruises being on the left arm, right wrist, left ankle & the right knee. At last I would like to say that the cause of death is the tangential gunshot wound which stopped all the respiratory & circulatory systems.

My opinion on the aforesaid cause of death has been duly reasoned and supplemented by an Autopsy Report. The Autopsy Report has been submitted in two parts (brief and descriptive) and must be read as supplementary to one another. The report has been prepared carefully following the standard procedure and protocol in medico legal practice. The said report has been duly submitted to the proper authorities.

PW- 7 - DR. MARIAM SODAWALA - BALLISTICS EXPERT

[Under Section 161 CrPC]

SEX: *FEMALE*

AGE: *58 YEARS*

OCCUPATION: *BALLISTIC EXPERT*

STATEMENT: I am Dr. Mariam Sodawala (M.Sc. [Forensic Science]), d/o. of Mr. Peter D'Souza and w/o Mr. Joseph Sodawala. I am a resident of B1/ 71 Mahatma Gandhi Rd., Amber Complex, Kranchi. I am a Ballistic expert by profession and have been involved with the National Institute of Counter Ballistics and Warfare for the past 25 years of my life. I have specialization in short range weapons both prohibited and non-prohibited. I have various past experiences in helping the police authority in determining the ammunition and hand guns used for the commission of crimes.

The police authority brought two guns, one manufactured by *Smith and Wessen* and another country made commonly known as *Desi Katta*. The police also recovered an empty bullet shell from the crime scene. I was supposed to examine the empty bullet shell with the two guns which were seized from the accused. I conducted various test to determine the caliber, distance of firing and the guns which could have been used to fire the bullet as they were vital in the investigation.

In my tests, I could determine that the bullet was shot from the *desi katta* recovered i.e. .315 single shot pistol which often puts the user at the risk of injury. Partially burnt and unburnt gunpowder found near the wound and on the body was forwarded to my lab by the investigating officer from the forensic lab. The other one was an unused revolver and appeared to be new. The entrance wound was of 0.85cm x 0.95cm. Further details have been duly reported in the Ballistic report and has been duly submitted to the proper authorities.

PW 8 – MR. KABIR KHATRI – INVESTIGATING OFFICER (IO)

[Under Section 161 CrPC]

SEX: MALE

AGE: 55 YEARS

OCCUPATION: SUB – INSPECTOR, BAGRI P.S.

STATEMENT: I am Kabir Khatri, Sub – Inspector, posted in Bagri Police Station. On 15th February, 2018, at around 11:50 a.m., Dr. Khare (*Informant*) called the Bagri Police Station. He informed about an incident of a double homicide. He requested me to reach the crime scene at the earliest, so that the investigation could be initiated.

Accordingly, I called Mr. Ramesh Kalra and Ms. Reena Shah to immediately come to the police station and serve as the *panchas* for the recording of the Spot Panchnama. Meanwhile, an ambulance was arranged to carry the dead bodies for the post-mortem. We all reached Mr. Chauhan's residence at around 01:00 p.m.

People had gathered at the main gate of the house and we immediately rushed inside the house. Mr. Bhawani Shankar was sitting helplessly in a state of shock, and Dr. Khare was comforting Mrs. Leela Chauhan and him. Beside the center table, laid the dead body of Mr. Rudra Pratap Chauhan and hardly at a distance of 1 ft. Ms. Avani Chauhan was also lying dead. Mrs. Leela Chauhan was sitting near the bodies almost in an unconscious state. Dr. Khare approached me and informed me that two men, one of them named as Farhan, had entered the house that morning and killed Rudra by punching with a knuckle duster while, the other had shot Avani dead.

Upon preliminary investigation, Mr. Chauhan gave me the details of the entire episode. He told me that two men, one of them being Farhan, had come to their place at around 11:15 a.m. to take Avani along with them. Rudra asked them to leave the house. However, they entered into a scuffle with him and started hitting him. Farhan punched him on his nose, after which he fell down lying unconscious. Meanwhile, Avani came down to wake her brother. Later, upon

refusing to go along with them, they took her bag and fired a shot aiming at her. The next moment, she was dead. By the time, Mr. Raju Khelawan reached the living room the murderers had already left. Meanwhile, the panchas were explained that they are required to carry out Spot Panchnama and were requested to act as panchas for the same.

The bodies of the deceased were sent to the Kranchi Institute of Medical Sciences, Kranchi for their post-mortem. Upon inspecting the living room, we found substantial blood near the body of Avani and as well as, near the body of Rudra Pratap. There were certain drops of blood near the body of Rudra Pratap, while blood was also found at the edge of the center table. The samples for the same were collected. A bottle of Scotch and its Cover; an Ice-tray; a Matchbox; a few burnt Matchsticks; an ashtray; two glasses, one of them which was broken; and, a magazine were kept at the center table. Also, I found a black-stringed *tabeez*, a white button and a broken wrist watch near the dead bodies, all of which were duly collected. Further, a bullet shell was also collected from the crime scene, lying near the body of Avani. I duly collected all the evidences from the crime scene.

After inspecting the living room, I proceeded to the dining area. An invitation card of the Golkhand Hindu Sangh was found on the table. Further, I headed towards Avani's room which was on the first floor. Her bedroom was ordered and tidied up with everything very neat and clean. However, on inspecting the room I found a pack of *Faverin* tablets and a cellphone.

After complying with all the formalities, I asked Mr. Chauhan, Mrs. Chauhan, Dr. Khare and Raju Khilawan to accompany me to the police station where their statements under Section 161 Cr. P.C. were recorded. They primarily made out a case of Murder and Robbery. In light of the cognizable offence involved, I further proceeded with the investigation.

In the due course of investigation, I went to Farhan's residence in order to arrest him. But, the door was locked and we could not find him anywhere in the vicinity. I contacted the Kotwali Police Station to keep a track of Farhan and his friend, as they were nowhere to be traced.

On, 18th February, 2018, at around 11 a.m. Mr. Balwant Singh received information from Kotwali Station that they have spotted Farhan and his friend Salim, in Lithoria Nagar. Immediately, I along with two constables and a pancha, Mr. Ramesh Kalra left for the place. Mr. Kamlesh Sahu was also called to act as a pancha for the House Search Panchnama. Accordingly, we arrested both the accused at around 1:30 p.m. and the memo of arrest was drawn and duly attested. Meanwhile, the panchas were explained that they are required to carry out House Search Panchnama and were requested to act as panchas for the same. After complying with all the formalities, we began with the house search.

The house was in a poor state with two rooms, a bed room and a kitchen. Upon investigating the bed room, a black bag was seized from the almirah, it contained – Rs. 1,50,000 cash, gold jewellery and a pair of clothes. By 2:30 p.m. the house search was completed and the Panchnama was drawn and explained to the panchas. Thereafter, along with the accused we headed towards the police station where Farhan's confessional statements was recorded. He revealed that the knuckleduster was kept in Salim's flat. Later that day, around 9 p.m., we again headed towards Salim's flat and upon search the knuckleduster was recovered from a steel container which was conspicuously hidden in the kitchen.

On 23rd April 2018, after complying with all the formalities and the investigation, the Final report was submitted wherein the accused were charged for the offence of Murder and Robbery.

EXHIBIT – 4**AUTOPSY REPORT A****POST-MORTEM REPORT**(a) Body was received at 14:00 PM on 15th February, 2018Distt: Kranchi P.S.: Bagri(b) P.M. Commenced at 15:00 PM on 15th February, 2018(c) Name of observer/ if any: NA

A – General			B – External Appearances		
Name (Apparent age, religion, sex, strength, weight & residence if known with parental address)	Village/ Town/ Mahalla from where brought	Name of Constable/ Chaukidars/ Dafadars relatives accompanyin g the corpse identified the deceased	Special Identifying features including complexion, color of hair, eyes, etc.	Clothes and articles sent with the corpse etc.	Condition of subject including physique and nutrition, congenital/ acquired peculiarity, P.M. Lividity, obstruction of natural orifices, if any and in case of new infant, mention condition of umbilical cord.
1.	2.	3.	4.	5.	6.
RudraPratap Chauhan, 28 years, Hindu, Male, Well nourished, 77 Kgs, H. No. 30, Ram Niwas, Viraj Colony, Kranchi	Viraj Colony, Bagri, Kranchi	Constable – Mr. Balwant Singh, Ambulance Driver – Mr. Harish Chandra, Relative of the deceased – Dr. A K Khare	Wheatish complexione d, Black hair and Brown eyes. A birth mark on the right leg.	Black Kurta, Denim blue jeans and black undergarmen ts.	Well developed and nourished male, body is normal and consistent with the age. Normal tongue, red in colour. 30 natural teeth found.

C-Cranium and Spinal Canal Note – The Spinal Canal Need Not be Examined unless any indication of disease or injury exists											
Scalp Skull			Vertebra			Membrane		Brain and Spinal Cord			
7.			8.			9.		10.			
Severe hemorrhage and blood clotting.			First Thoracic Vertebra (T1) is fractured and Third Thoracic Vertebra (T3) is dislocated.			Unremarkable		Unremarkable			
D – Thorax											
Walls, Ribs, Cartilages		Pleura		Larynx & Trachea		Lungs		Pericardia		Heart	Large vessels
11.		12.		13.		14.		15.		16.	17.
Unremarkable		Unremarkable		Unremarkable		Unremarkable		Unremarkable		Decompensated	Unremarkable
E – Abdomen											
Walls	Peritoneum	Mouth Oesophagus and Condition of teeth	Stomach and its content	Small intestine and its content	Large intestine and its content	Liver	Spleen	Kidneys (Right & Left)	Bladder	Organs of generation, External & Internal	
18.	19.	20.	21.	22.	23.	24.	25.	26.	27.	28.	
Unremarkable	Unremarkable	Unremarkable	Alcohol	Liquid Material	Unremarkable	Alcohol	Unremarkable	Unremarkable	Unremarkable	Unremarkable	
F – Muscles and Bones											
29. Injury			30. Disease/ Deformity			31. Fractures			32. Dislocation		

Abrasions over forearms – Left arm and right shoulder, Lacerated wound over nasal bone	None	First Thoracic Vertebra (T1) and Nasal bone	Third Thoracic Vertebra (T3)
33. G – Detailed description of injuries, burns, ligature marks at neck if any. Mention Ante or Post Mortem and nature of probable weapons used.			
<p>There were abrasions over bony prominences (left arm and right shoulder). The T1 and the nasal bone were fractured, and there was a lacerated wound over the nasal bone probably caused due to punching with a metal object.</p>			
34. H – OPINION OF MEDICAL OFFICER AS TO CAUSE OF DEATH, TIME SINCE DEATH; AND ANY ADDITIONAL RELEVANT INFORMATION.			
<p>The cause of death is due to excessive blood loss from nose. The time since death is 3-5hours.</p>			
<p>Mention items or viscera or other items preserved, and preservative used.</p>			
<p>Place of Examination: <u>Kranchi Institute of Medical Sciences, Kranchi</u></p>			
<p style="text-align: right;">Sd/- Dr. Joseph Fernandez (M.B.B.S.) Head Surgeon (FMT)</p>			
<p>Date – <u>15/02/2018</u> Designation – Head Surgeon Signature (Full Name and Qualification)</p>			
35. I - Remarks by Head of Forensic Medicine and Toxicology Department			

Autopsy Report Explained

Autopsy Report No: 2018/113

Ref. No. 39872/A

Autopsy Authorized By: Bagri P.S.

Date and hour of receipt of body: 14:00 p.m. on 15th February, 2018

The hour of starting autopsy: 15:00 p.m. on 15th February, 2018

Hour of conclusion of autopsy: 16:35 p.m. on 15th February, 2018

Body brought and identified by: Mr. Balwant Singh (Police Constable), Mr. Harish Chandra (Ambulance Driver) and identified by Dr. A K Khare

<u>Age</u> :	28	<u>Height</u>	:	6 ft.
<u>Sex</u> :	Male	<u>Weight</u>	:	77 kg.
<u>Hair</u> :	Black	<u>Built</u>	:	Medium
<u>Eyes</u> :	Brown			

CLOTHING:

Black Kurta, Denim blue jeans and black undergarments.

SCHEDULE OF OBSERVATIONS

A – GENERAL

Name: Mr. Rudra Pratap Chauhan

Special Identification Features: The deceased had a birth mark on the right leg.

External Appearance: The body was well developed and well nourished. The deceased was a wheatish complexioned male, about 28 years of age. The body was normal and consistent with age. The tongue was normal in shape and red in color. The total number of teeth were 30, all of which were natural.

Injuries:

Head: There was a lacerated wound over the nasal bone which also resulted in its fracture.

Shoulder: Unremarkable

Thorax: Unremarkable

Abdomen: Unremarkable

Legs: Unremarkable

B. HEAD AND NECK

1. Skull, Brain, Meninges and Cerebral vessels: Severe hemorrhage and blood clotting.
2. Orbital, Nasal and Aural cavities: Fracture in nasal bone and bleeding from nasal cavity.
3. Mouth, Tongue: No damage
4. Neck, Larynx, Thyroid and other neck structures: Unremarkable

C. CHEST (THORAX)

1. Ribs and Chest Wall: Unremarkable
2. Diaphragm: Unremarkable
3. Oesophagus: Unremarkable
4. Trachea and Bronchi: Unremarkable
5. Pleural Cavities: Unremarkable
6. Lungs: Unremarkable
7. Heart and Pericardial sac: The heart weighs 365 gm. and was decompensated.
8. Large bold vessels: Unremarkable

D. ABDOMEN

1. Abdominal Wall: Unremarkable
2. Peritoneal cavity: Unremarkable

3. Stomach and content: Alcohol
4. Small Intestine: Liquid material was collected
5. Large Intestine, Vermiform Appendix, Mesentery and Pancreas: Unremarkable
6. Liver, Gall Bladder, Biliary Passages: Liver weighs 1510 grams and contains alcohol.
The gall bladder contains 11cc of bile.
7. Spleen: Unremarkable
8. Kidney, Renal Pelvis, Ureters: Unremarkable
9. Pelvic Wall: Unremarkable
10. Urinary Bladder and Urethra: Unremarkable
11. Genital Organs: Unremarkable

E. SPINAL COLUMN

1. Spinal Column and Spinal Cord: Unremarkable

F. ADDITIONAL REMARKS

1. Presence of damage in the following areas: There were abrasions over bony prominences (left arm and right shoulder). The T1 and the nasal bone were fractured, and there was a lacerated wound over the nasal bone probably caused due to punching with a metal object. Also, T3 was dislocated from its normal position.

G. SPECIMEN COLLECTED FOR TOXICOLOGICAL ANALYSIS

Name of Specimen preserved

1. Stomach with contents: Alcohol
2. Small Intestine and Contents: Liquid Material
3. Sample of Liver: The liver weighs 1510 grams and contains alcohol.
4. Kidneys: -NA-
5. Spleen: -NA-

6. Sample of Blood: Blood Group: (O+), Sugar: 82mg/dL, WBC Count: 6,900 mcL, RBC Count: 4.5 cells/mcL, Blood Alcohol: 20 mg per 100 ml.

7. Lungs: -NA-

H. Evidence of Injury

Lacerated wound over the nasal bone

I. Items handed over to Police

1. Post Mortem Report: Yes
2. Dead Body: Yes
3. Viscera, Clothes and articles, if any: Yes

J. TIME SINCE DEATH: 3 – 5 hours

K. OPINION: The cause of death to the best of knowledge and belief.

The cause of death was the excessive blood loss from nose.

Sd/-

Dr. Joseph Fernandez

Kranchi Institute of Medical Sciences, Kranchi

EXHIBIT – 5**AUTOPSY REPORT B****EXHIBIT III (B)****POST-MORTEM REPORT**(a) Body was received at 14:00 PM on 15th February, 2018Distt.: Kranchi P.S.: Bagri(b) P.M. Commenced at 17:00 PM on 15th February, 2018(c) Name of observer/ if any: NA

A – General			B – External Appearances		
Name (Apparent age, religion, sex, strength, weight & residence if known with parental address)	Village/ Town/ Mahalla from where brought	Name of Constable/ Chaukidars/ Dafadars relatives accompanyin g the corpse identified the deceased	Special Identifying features including complexion, color of hair, eyes, etc.	Clothes and articles sent with the corpse etc.	Condition of subject including physique and nutrition, congenital/ acquired peculiarity, P.M. Lividity, obstruction of natural orifices, if any and in case of new infant, mention condition of umbilical cord.
1.	2.	3.	4.	5.	6.
Avani Chauhan, 24 years, Hindu, Female, Well nourished, 55 Kgs, H. No. 30, Ram Niwas, Viraj Colony, Kranchi	Viraj Colony, Bagri, Kranchi	Constable – Mr. Balwant Singh, Ambulance Driver – Mr. Harish Chandra, Relative of the deceased – Dr. A K Khare	Wheatish complexione d, Blackish- Brown hair and Grey eyes. Mole behind right ear.	Blue round neck t-shirt, Pink polka dot Pajama, black undergarmen ts and a pair of white sleepers.	Well developed and nourished female, body is normal and consistent with the age. Normal tongue, red in color. 29

										natural teeth found.	
C-Cranium and Spinal Column Note – The Spinal Column Need Not be Examined unless any indication of disease or injury exists											
Scalp Skull		Vertebra			Membrane			Brain and Spinal Cord			
7.		8.			9.			10.			
Internal Fracture alongside severe Cerebral Hemorrhage.		Unremarkable			Unremarkable			Severe damage caused to the frontal lobe alongside moderate damage to the temporal lobe and pons.			
D – Thorax											
Walls, Ribs, Cartilages		Pleura		Larynx & Trachea		Lungs		Pericardium		Heart	Large vessels
11.		12.		13.		14.		15.		16.	17.
Unremarkable		Unremarkable		Unremarkable		Unremarkable		Unremarkable		Cor Pulmonale	Pulmonary Vessels Constriction
E – Abdomen											
Walls	Peritoneum	Mouth Oesophagus and Condition of teeth	Stomach and its content	Small intestine and its content	Large intestine and its content	Liver	Spleen	Kidneys (Right & Left)	Bladder	Organs of generation, External & Internal	
18.	19.	20.	21.	22.	23.	24.	25.	26.	27.	28.	
Unremarkable	Unremarkable	Unremarkable	Empty	Pastymaterial	Unremarkable	Unremarkable	Unremarkable	Unremarkable	Unremarkable	Unremarkable	
F – Muscles and Bones											
29. Injury			30. Disease/ Deformity			31. Fractures			32. Dislocation		
Blue Bruises over forearms – Left arm, right wrist, left ankle and right knee.			None			None			None		
33G – Detailed description of injuries, burns, ligature marks at neck if any. Mention Ante or Post Mortem and nature of probable weapons used.											
There was a tangential gunshot wound to the head which has resulted in internal fracture to the skull from the left hand side up to the scalp of the skull alongside severe cerebral											

hemorrhage. There was severe damage seen on the frontal lobe of the brain whereas moderate damage was seen on the temporal lobe & pons of the brain. In the heart the condition of cor pulmonale can be easily seen alongside severe constriction of the pulmonary artery of up to 50 to 60%. There were ante mortem bruises on the left arm, right wrist, left ankle & the right knee.

33 H – OPINION OF MEDICAL OFFICER AS TO CAUSE OF DEATH, TIME SINCE DEATH; AND ANY ADDITIONAL RELEVANT INFORMATION.

The cause of death is tangential gunshot wound to the left-hand side of the face which resulted in immediate shut down of the respiratory & circulatory system. The time since death has been 5 – 6 hours.

Mention items or viscera or other items preserved, and preservative used.

Place of Examination: Kranchi Institute of Medical Sciences, Kranchi

Sd/-
Dr. Joseph Fernandez
(M.B.B.S.) Head Surgeon (FMT)

Date – 15/02/2018 Designation – Head Surgeon Signature (Full Name and Qualification)

Autopsy Report: Explained

Autopsy Report No: 2018/114

Ref No.39873/A

Autopsy Authorised By: Udyog Vihar Colony PS

Date and hour of receipt of body: 14:00 pm on 15th February, 2018

The hour of starting autopsy: 17:00 pm on 15th February, 2018

Hour of concluding autopsy: 18:45 pm on 15th February, 2018

Body brought and identified by: Mr. Balwant Singh (Constable), Mr. Harish Chandra
(Ambulance Driver) and identified by Dr. A. K. Khare

Age: 24

Height: 165 cm

Sex: Female

Weight: 55 kg.

Hair: Blackish-Brown

Built: Medium

Eyes: Grey

CLOTHING:

Blue round neck t-shirt, pink polka dot pajama, black undergarments and a pair of white sleepers.

SCHEDULE OF OBSERVATIONS

A- GENERAL

Name: Ms. Avani Chauhan.

Special Identification Features: The deceased had a black mole just behind the right ear.

External Appearance: The body was well developed and well nourished. The deceased was a wheatish complexioned female, about 24 years of age. The body was normal and consistent with the age. The tongue was normal in shape and red in color. The total number of teeth present was 29 all of which were natural.

Injuries:

Head: There was a tangential gunshot wound on the left-hand side of the face which has caused internal fracture on the skull up to its scalp alongside severe hemorrhage. Severe damage can be seen on the frontal lobe of the brain whereas the temporal lobe & the pons have suffered moderate damage.

Shoulder: Unremarkable

Thorax: Unremarkable

Abdomen: Unremarkable

Legs: Blue bruises on the right knee & left ankle.

B. HEAD AND NECK

1. Skull, brain, meninges and cerebral vessels: Internal fracture & severe hemorrhage in cerebral cavity.
2. Orbital, Nasal and aural cavities: No damage
3. Mouth, tongue: Unremarkable
4. Neck, larynx, thyroid and other neck structures: Unremarkable

C. CHEST (THORAX)

1. Ribs and Chest Wall: Unremarkable
2. Diaphragm: Unremarkable
3. Oesophagus: Unremarkable

4. Trachea and Bronchi: Unremarkable
5. Pleural Cavities: Unremarkable
6. Lungs: Unremarkable
7. Heart and Pericardial sac: The heart weighs 340 grams and was suffering from Cor Pulmonale.
8. Large blood Vessels: Severe Pulmonary Artery Constriction of up to 50 to 65%.

D. ABDOMEN

1. Abdominal wall: Unremarkable
2. Peritoneal cavity: Unremarkable
3. Stomach and content: Empty
4. Small Intestine: Pasty material was collected
5. Large intestine, vermiform appendix, mesentery and pancreas: Unremarkable
6. Liver, gall bladder, biliary passages: Liver weighs 1420 grams and is otherwise unremarkable. The gall bladder contains 9 cc of bile.
7. Spleen: Unremarkable
8. Kidney, renal pelvis, ureters: Unremarkable
9. Pelvic wall: Unremarkable
10. Urinary bladder and urethra: Unremarkable
11. Genital organs: Unremarkable

E. SPINAL COLUMN

1. Spinal column and spinal cord: Unremarkable

F- ADDITIONAL REMARKS

1. Presence of damage in the following areas: Bruise in the left knee, lumbar region and other bruises on the arms and legs. Abrasions over bony prominences- Left shoulder, knee and both mandibles

G. SPECIMEN COLLECTED FOR TOXICOLOGICAL ANALYSIS

Nature of specimen Preserved

1. Stomach with contents: Empty
2. Small intestine and contents: Pasty material
3. Sample of Liver: The liver weighs 1420 grams.
4. Kidneys: -NA
5. Spleen: -NA
6. Sample of Blood: Blood group: (B+), Sugar: 76 mg/dL, WBC Count: 6,800 cells mcL,
RBC Count: 4.9 cells/mcL, blood alcohol: 0 mg %.
7. Lungs - NA

H. Evidence of Injury

The tangential gunshot wound to the left-hand side of the head.

I. Items handed over to Police

1. Post Mortem Report: Yes
2. Dead Body: Yes
3. Viscera, Clothes and articles, if any: Yes

J. TIME SINCE DEATH: 5-6 hours

K. OPINION: The cause of death to the best of knowledge and belief.

The cause of death is tangential gunshot wound to the left-hand side of the face which resulted in immediate shut down of the respiratory & circulatory system.

Sd/-

Dr. Joseph Fernandez

Kranchi Institute of Medical Sciences, Kranchi

EXHIBIT – 6

SPOT PANCHNAMA

Pancha No. 1

Name: Mr. Ramesh Kalra

Address: Flat No. 36, Vasant Complex, Bagri, Kranchi

Kranchi - 834090

Pancha No. 2

Name: Ms. Reena Shah

Address: House No. 20, Sector III, Pagri Ganj, Bagri, Kranchi

Kranchi, - 834090

We, the above named panchas were asked by Mr. Kabir Khatri to accompany him to the crime scene House No 30, Ram Niwas, Viraj Colony at around 12:40 p.m. on 15th February 2018. When we reached there at around 01:00 p.m., with Mr. Kabir Khatri along with four other constables, they asked us to act as panchas, to which we agreed. When we reached the house, people had gathered at the main entrance of the house. The main entrance led us to the double-storeyed house, the door of which, was open. It opens into a big hall. When we enter the house, Mr. Bhawani Shankar was sitting on the stairs and was being comforted by Dr. A. K. Khare, while Mrs. Leela, the mother of the deceased was sitting near the body almost in the unconscious state. Mr. Raju Khelawan was standing near the door. We saw two dead bodies lying on the floor, that of Mr. Rudra Pratap and Ms. Avani. The police first checked the dead body of Ms. Avani with the help of a lady constable, followed by the checking of the dead

body of Mr. Rudra Pratap and then went near the center table to collect the blood samples of the deceased. The blood samples were collected from the center table and floor. A women's broken watch, a white shirt button, a *desi katta* and a bullet shell were found, which were seized by the police. The police further investigated the nearby area in search of evidence. Further, a revolver and a *tabeez* in black string were found just near the dead body of Mr. Rudra Pratap and the same were seized by the police. The police collected an almost bottle of Scotch and its Cover; an Ice-tray; a Matchbox; a few burnt Matchsticks; an ashtray; two glasses, one of them which was broken; and, a magazine from the centre table. The police also recovered an invitation card from the dining area. Then the policed moved to the bedroom of the deceased, Ms. Avani which was situated on the first floor wherein they found *Faverin* tablets on the bedside and a cellphone. The search continued for some time without recovery of any evidence.

Sd/-

Mr. Kabir Khatri, Sub – Inspector

Sd/-

Signed by Pancha No. 1

Sd/-

Signed by Pancha No. 2

EXHIBIT – 7

BALLISTIC REPORT

Examination Required

- Cartridge and shell Examination.
- Gunshot Residue and Distance Determination
- Examination of Firearms

List of Evidence Received.

- 1 empty shell in a dilapidated shape.
- 1 .315 in. Single Shot Pistol (Desi Katta).
- 1 Smith and Wessen Revolvers.

Evaluation of Firearms

- .315 in. Single shot Pistol popularly known as Desi- kata is a weapon often used by the criminals as it is cheap and can be disposed easily. User is at risk of Injury.
- .38 Smith & Wessen revolver also known as the Saturday night Special. Optimal combination of accuracy and simplicity for personal protection needs.
- One of each such weapon were given for the purpose of testing. The former had been used once and the later one was new during the time of testing.

Cartridge and Shell Examination.

- Empty shell in a dilapidated state which may match to .315 in. Single Shot Pistol.
- The shell displays skid marks.

Gun Residue and Distance Determination

- The entrance wound of the bullet is an oval wound with an uneven eccentric prominent abrasion collar, indicating the relative direction of entry of bullet as conducted on the basis of tests on materials & data submitted by the forensic expert.
- No rifling marks.
- The size of the wound is 0.85 cm x 0.95 cm. There is 'Powder Tattooing'. The bullet shot is unstable shows some yaw and tumble.
- After the analysis of the wound, it can be clearly categorized as an 'Intermediate Range wound'.
- Presence of some soot particles as can be found in gunpowder on the clothing of the victim.

By examining the wound and the empty shell, in my opinion has been shot from a .315 Single Shot Pistol i.e. a Desi Katta.

Sd/-

Dr. Mariam Sodawala

National Institute of Counter Ballistics and Warfare, Kranchi

EXHIBIT – 8

LICENSE FOR POSSESSION OF ARMS


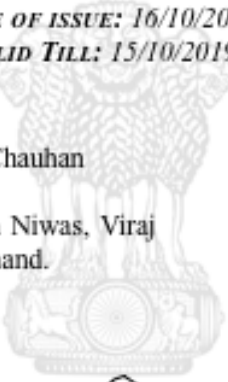

THE UNION OF HINDIA GOLKHAND STATE FIRE ARM LICENSE	
Schedule III Form A	
LICENSE FOR THE POSSESSION OF ARMS AND AMMUNITION	
LICENSE No: 360/N/DMP/14	
TYPE: PERSONAL PROTECTION	
DATE OF ISSUE: 16/10/2014	
VALID TILL: 15/10/2019	
Name: Rudra Pratap Chauhan S/D/W of: Bhawani Shankar Chauhan DOB: 20/01/1990 Address: House No. 30, Ram Niwas, Viraj Colony, Bagri, Kranchi, Golkhand. Pin: 834090	 Sex: Male Hair: Black Eyes: Brown Height: 6" Weight: 80 kg.
  Signature of Issuing Authority: District Magistrate	

EXHIBIT – 9

ARREST MEMO

MEMO OF ARREST



FIR No. – 113/18

1. Name of arrested person - Mr. Farhan Qureshi
Fathers Name - Lt. Mr. Tahir Qureshi
Sex - Male
Age - 26
Residential address - 46-A, Litharia Nagar, Keranchi
Person to be informed of arrest - Mrs. Amanee Begum, Mother of accused
2. Date of arrest - 18/02/2018
Time of arrest - 01:30 p.m.
Place of arrest - 77-E, Litharia Nagar, Keranchi
3. Case reference with section - Ss. 302, 307, 392, 447, 34, 120B of HPC
Ss. 7, 27 of Arms Act
4. Name of place of detention - Bagri, P.S.
5. Registration no. of vehicle - NA
(If issued during arrest)
6. Name of Police Officer - Kabir Khatri
7. Designation of officer - sub-Inspector
8. Court where to be produced - Principal Sessions Judge, Keranchi
9. Signature of the witness - Kamlesh Sahu
10. Counter signature of arrestee - Qureshi

Kabir
Signature of Memo Issuing Officer

MEMO OF ARREST

FIR No. - 113/18

1. Name of arrested person - Mr. Salim Ali
 Fathers Name - Lt. Mr. Afzal Ali
 Sex - Male
 Age - 26
 Residential address - 77-E, Litharia Nagar, Kharanchi
 Person to be informed of arrest - Mrs. Amaanee Begum, Aunt of accused
2. Date of arrest - 18/02/2018
 Time of arrest - 01:30 p.m.
 Place of arrest - 77-E, Litharia Nagar, Kharanchi
3. Case reference with section - Ss. 302, 307, 392, 447, 34, 120B of IPC
 Ss. 7, 27 of Arms Act
4. Name of place of detention - Bagai, P.S.
5. Registration no. of vehicle - NA
 (If issued during arrest)
6. Name of Police Officer - Kabir Khatri
7. Designation of officer - Sub-Inspector
8. Court where to be produced - Principal Sessions Judge, Kharanchi
9. Signature of the witness - 
10. Counter signature of arrestee - 

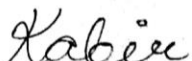

 Signature of Memo Issuing Officer

EXHIBIT – 10

HOUSE SEARCH PANCHNAMA

Pancha No. 1

Name: Mr. Ramesh Kalra

Address: Flat No. 36, Vasant Complex, Bagri, Kranchi

Kranchi - 834090

Pancha No. 2

Name: Mr. Kamlesh Sahu

Address: House No. 98, Block B, Santa Toli, Kranchi

Kranchi, - 834090

We, the above named Panchas were asked by Mr. Kabir Khatri, the investigating officer, to accompany him to arrest, Farhan Qureshi and Salim Ali at 77-E, Lithoria Nagar, Kranchi at around 12:15 p.m. on 18th February, 2018. When we reached around 1:00 p.m., with Mr. Kabir Khatri and two other constables, they asked us to act as panchas, to which we agreed. When we reached the house, Salim opened the door upon knocking whereas Farhan was cooking food. They were informed about the reason of their arrest. After arresting them by 1:30 p.m., the police began with the search of the house by 1:45 p.m. The house consisted of a kitchen, bedroom and a bathroom. A black bag was recovered from the almirah kept in the bedroom. It contained Rs. 1,50,000 cash, gold jewelry and a couple of clothes and all of which were seized. The search continued for some time without recovery of any further evidence.

Sd/-

Sd/

Mr. Kabir Khatri,

Signed by Pancha No. 1

Sub – Inspector

Sd/-

Signed by Pancha No. 2

EXHIBIT – 11

DEATH CERTIFICATE

FORM NO.13

DEATH CERTIFICATE OF THE DECEASED I

(Issued under Section 13 of the Registration of Births and Deaths Act, 1955)

This is to certify that the following information has been taken from the original record of death which is the register for (Local area/ Local body) Municipality Corporation of Tehsil/ Block- Viraj Colony, Bagri of Kranchi District of State/ Union Territory of Golkhand.

Name: **Late Rudra Pratap Chauhan**

Sex: Male

Age: 28 years

- Date of Death: 15-02-2018
- Place of Death: H. No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090
- Name of Father: Mr. Bhawani Shankar Chauhan
- Name of Mother: Mrs. Leela Chauhan

OTHER RELEVANT INFORMATION

- Address of the deceased: H.No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090.
- Information received by: Mr. Bhawani Shankar Chauhan
- Informant's Address: H.No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090
- Informants Signature: Sd/-
- Registration No. 1198/18
- Date of Registration: 27/02/2018
- Date of issue: 28/02/2018

Sd/-

Mr.Shashi Sharma

REGISTRAR, KRANCHI

FORM NO.13

DEATH CERTIFICATE OF THE DECEASED II

(Issued under Section 13 of the Registration of Births and Deaths Act, 1955)

This is to certify that the following information has been taken from the original record of death which is the register for (Local area/ Local body) Municipality Corporation of Tehsil/ Block-Viraj Colony, Bagri of Kranchi District of State/ Union Territory of Jharkhand.

Name: **Late Avni Chauhan**

Sex: Female

Age: 24 years

- Date of Death: 15-02-2018
- Place of Death: H. No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090
- Name of Father: Mr. Bhawani Shankar Chauhan
- Name of Mother: Mrs. Leela Chauhan

OTHER RELEVANT INFORMATION

- Address of the deceased: H.No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090.
- Information received by: Mr. Bhawani Shankar Chauhan
- Informant's Address: H.No. 30, Ram Niwas, Viraj Colony, Kranchi. 834090
- Informants Signature: Sd/-
- Registration No. 1199/18
- Date of Registration: 27/02/2018
- Date of issue: 28/02/2018

Sd/-

Mr. Shashi Sharma

REGISTRAR, KRANCHI

EXHIBIT – 12

FINGER PRINT REPORT



FORENSIC INVESTIGATION CENTRE

Forensic Investigation Centre
50, Ambedkar Road, Kranchi, 834090
Phone 0152-2803466
Fax 0152-2803467

FINGERPRINT ANALYSIS REPORT (SUMMARY)
Kranchi Lab Identification Number 03-34-129



Lead Investigator: Sub- Insp. Kabir Khatri
Analyst: Forensics Officer Ravi Kumar
Incident No: 873915-45N-2018
Date: March 05, 2018

***Incident:* Sample of 2 guns found lying on the floor of the residence belonging to Bhawani Shankar Chauhan at Kranchi, relating to the following case:**

- SV-28-CRM-0873-0980- Death of Avani Chauhan and Rudra Pratap Chauhan

Fingerprint Examination of Smith and Wesson Revolver 0.38 (873915- 01)

- **Three (03) full/partial fingerprints found on Hammer, Trigger, Grip of the Revolver.**

873915-01-F1- conclusively matched to Rudra Pratap Chauhan

873915-01-F2- conclusively matched to Rudra Pratap Chauhan

873915-01-F3- conclusively matched to Rudra Pratap Chauhan

Fingerprint Examination of 0.315 in. Single Shot Pistol (873915-02)

- **Five (05) full/partial fingerprints found on Trigger, Grip and Frame of the Pistol.**

873915-02-F1- conclusively matched to Bhawani Shankar Chauhan

873915-02-F2- conclusively matched to Bhawani Shankar Chauhan

873915-02-F3- conclusively matched to Bhawani Shankar Chauhan

873915-02-F4- conclusively matched to Salim Ali

873915-02-F5- conclusively matched to Salim Ali

All tests certified by Fingerprint Supervisor Mr. Ravi Kumar

EXHIBIT – 13

INVITATION CARD:



EXHIBIT – 14

BLOOD STAIN ANALYSIS REPORT

This report is in response to the sample number S-0A1 (Blood Stain) received from the Bagri Police Station.

Sample received on : 16/02/2018

Sample received by : Constable Balwant Singh

Day : Friday

Time : 11:45 AM

The result of the tests conducted on blood stains reveal the following details –

Blood Group : O +ve

Alcohol content : 20 mg per 100ml

Place of Examination: Kranchi Institute of Medical Sciences.

Report submitted on: 25/02/2018

Sd/-

Dr. Santosh Hegde

EXHIBIT – 15 A

WHATSAPP CHAT RECORDS

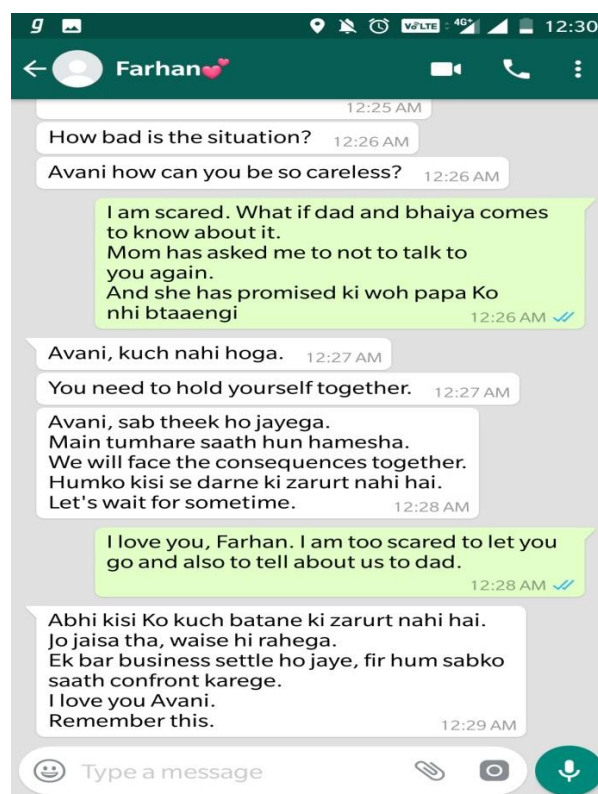
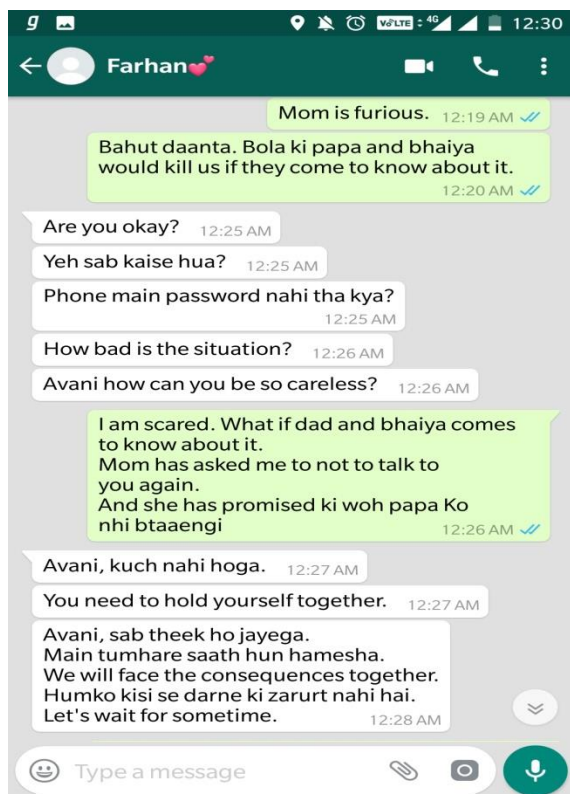
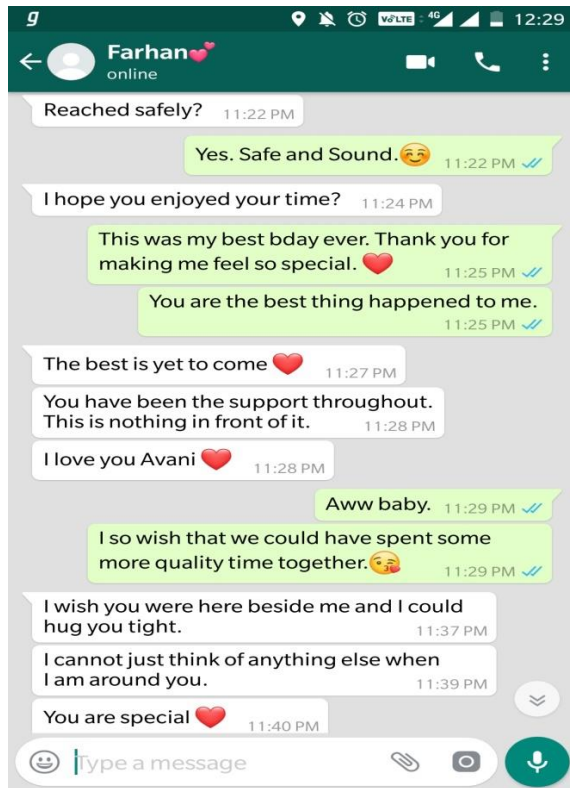


EXHIBIT – 15 B

WHATSAPP CHAT RECORDS

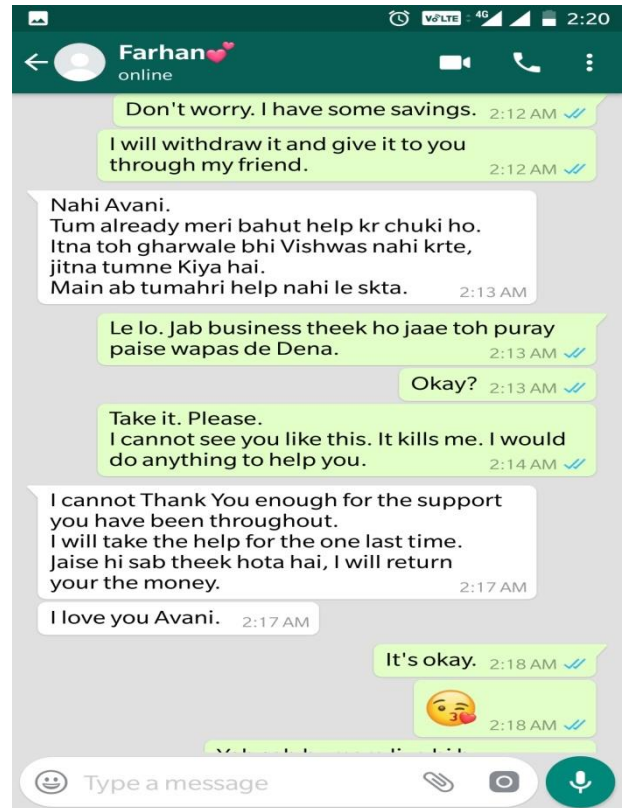


EXHIBIT – 16

CRIME SCENE PHOTOGRAPHS

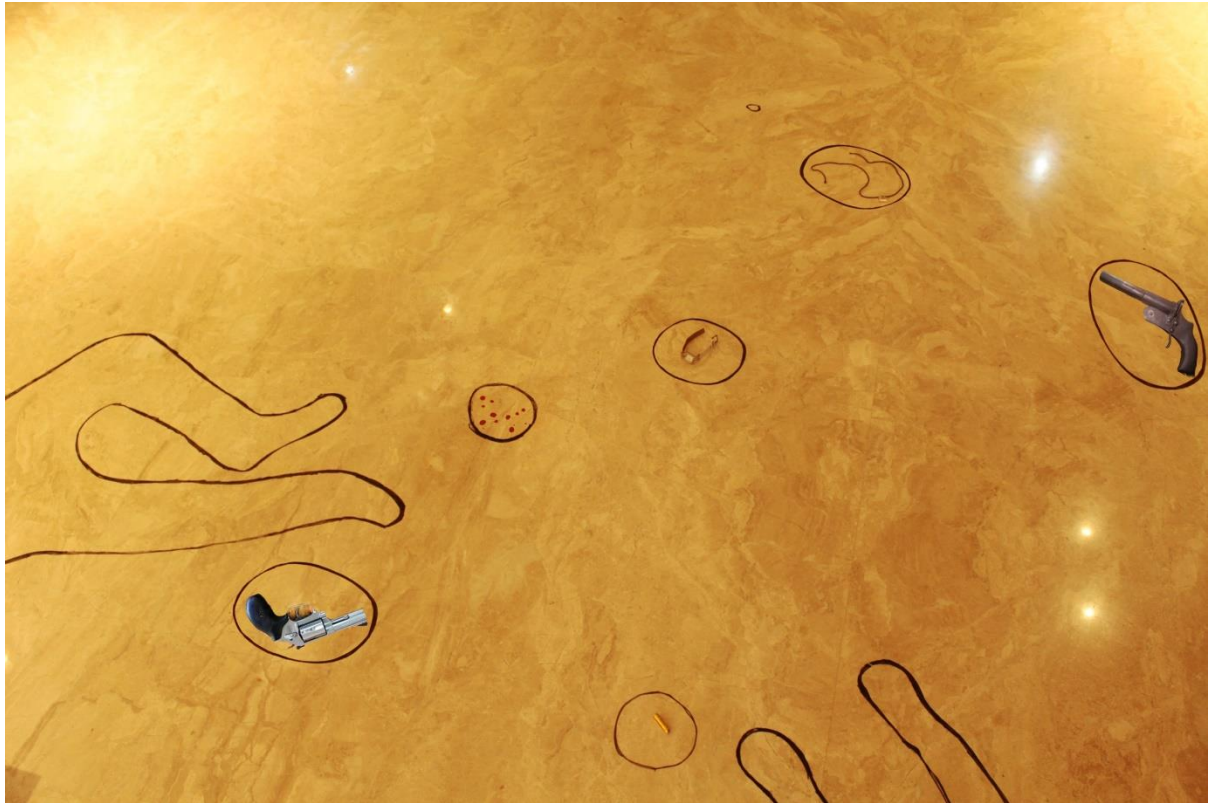


PHOTOGRAPH OF CRIME SCENE (BODIES OF MS. AVANI CHAUHAN AND MR. RUDRA PRATAP CHAUHAN WITH CERTAIN RETRIEVED EVIDENCE.)



PICTURE 1 AND 2: BODY OF MS. AVANI CHAUHAN





PICTURE 1: 0.38 SMITH & WESSN REVOLVER, 0.315 IN. SINGLE-SHOT PISTOL (DESI KATTA), BULLET SHELL, BROKEN FEMALE WRIST WATCH, A BLACK STRINGED TABEEZ, A WHITE BUTTON.

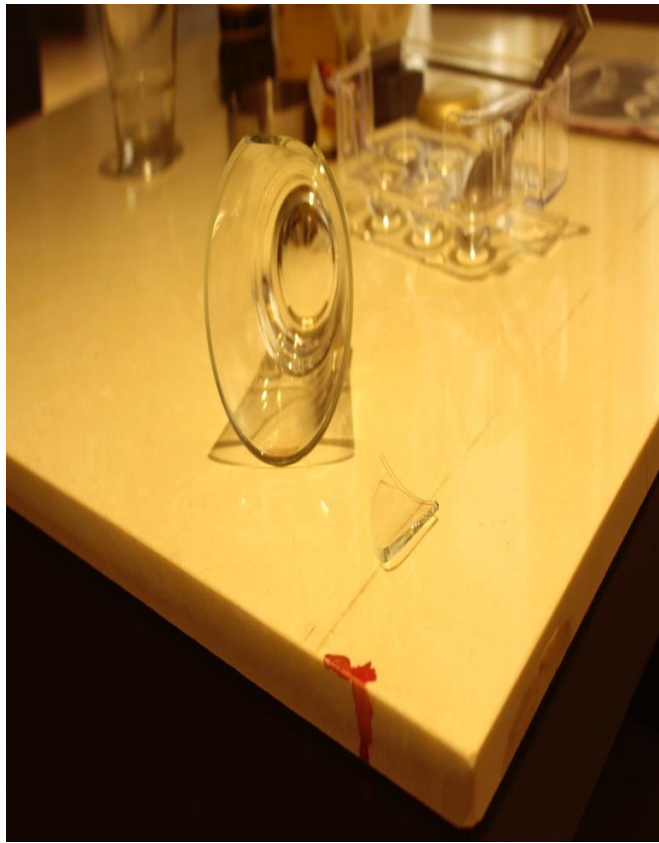
PICTURE 2: 0.38 SMITH & WESSN REVOLVER, BULLET SHELL, BLOOD STAINS NEAR THE BODY OF MR. RUDRA PRATAP CHAUHAN, A BROKEN WATCH.





PICTURE 1 AND 2: BODY OF MR. RUDRA PRATAP CHAUHAN

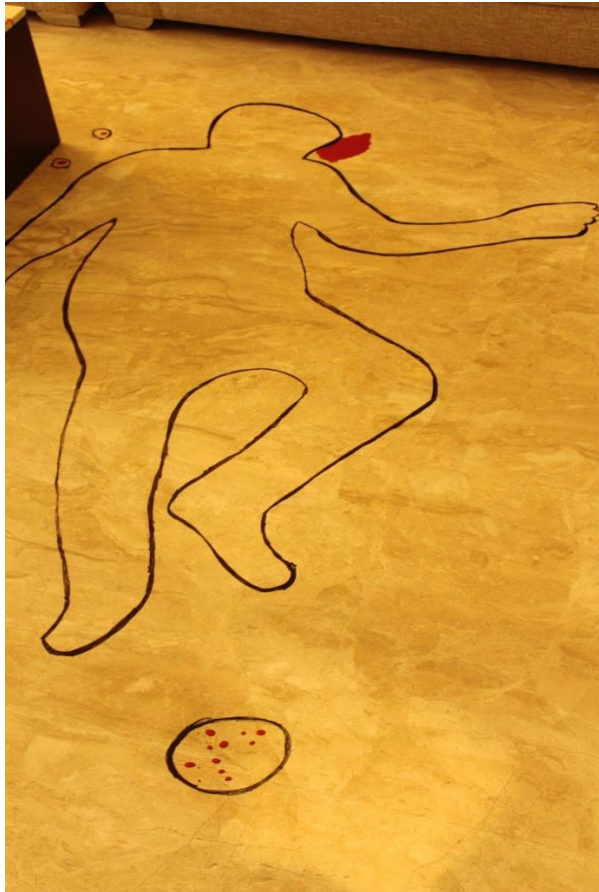




PICTURES 1: BLOOD STAINS NEAR THE CENTRE TABLE

PICTURE 2: BROKEN GLASS AND BLOOD STAINS

PICTURE 3: EXHIBITS ON THE CENTRE TABLE



PICTURE 1: BODY OF MR. RUDRA PRATAP CHAUHAN WITH BLOOD STAINS

PICTURE 2: WHITE SHIRT BUTTON

PICTURE 3: TAVEEZ WITH BLACK STRING

PICTURE 4: BULLET SHELL

PICTURE 5: BROKEN WATCH

EXHIBIT – 17

PHOTOGRAPH OF THE KNUCKLEDUSTER



KNUCKLE DUSTER RETRIEVED FROM THE KITCHEN OF THE ACCUSED’S RESIDENCE.

EXHIBIT - 18

CONFESSONAL STATEMENT OF ACCUSED NO. 1

I am Farhan Qureshi, s/o Tahir Qureshi, residing at 46-A, Lithoria Nagar, Kuanchi. On 15th Feb 2018, I along with my friend Salim Ali went to Auani's place to take her away from her parent's house. There Rudra Pratap, Auani's brother and I had an altercation which ended with me punching him hard on his face with a knuckle duster. Everything happened all of a sudden and before I could gather what had happened, he fell on the floor and was motionless. Scared, we asked Auani to leave with us but she seemed terrified and wouldn't move. Sensing the gravity of the situation Salim and I immediately left the place. After leaving Auani's house we went to Salim's house and decided to stay there till things get settled. On 18th Feb 2018, at around 1:15 pm the police arrested us from Salim's house. I knew that one day police would come looking for us thus I had hidden the knuckle duster in Salim's house itself, in a steel container kept in the kitchen. To the best of my knowledge the knuckle duster is still hidden in place. I wish, I can go back in time and change the awful things that happened.

Qureshi

APPENDIX 1

DW-1: MR. FARHAN QURESHI – ACCUSED NO. 1

SEX – *MALE*

AGE – *26 YEARS*

OCCUPATION – *WAITER*

STATEMENT - I am Farhan Qureshi s/o Tahir Qureshi. I am residing at 46A, Lithoria Nagar, Kranchi. After my father's demise, the whole responsibility of the household came on my shoulders. In spite of having completed my graduation, I could not get hold of a good job and was thus forced to work at Royal Café as a waiter. My boss, Mr. Jignesh Patel however, considered me as my father and I never felt out of place. I was also very close to my mother, and after my father passed away, we became each other's support system. Despite me being employed, I wanted to see myself running my own venture and making my mother shine with pride. But my financial status did not allow me to raise capital for my venture no matter how hard I tried saving up for it.

My desire to run my own venture did not however, affect my work at Royal Café and I had developed an amicable relationship with all the staff and regular customers who came there. I used to often sit down with many customers and during one such conversations, Avani struck my eye. What started as a friendship soon developed into a warm relationship and we started meeting each other more often. Avani and I were inseparable, and she became an integral part of my life and I could not imagine the rest of my life without her. She saw that potential in me and made me believe in my future plans. She was that pillar who always held me up and motivated me to go beyond my limits.

We also planned on getting married soon but, our worlds could not meet so easily. Avani's father was the messiah for the Hindu commoners and he would never digest the truth of this relationship. The Chauhans were strong orthodox Hindu ideologists and Avani managed to keep the reverence of her title and her family. Often, she used to be bothered about the future

of our relationship, as she was sure that her family would never accept me considering the differences between both the families.

Through Avani I finally gathered the strength to develop on my venture ideas. It was in 2017, when I decided to purchase a car and work as a driver, as the job of a waiter would not suffice the needs of three people – My mother, Avani and myself. I tried to borrow money from all the possible sources, as my savings had been invested in my father's treatment in 2014. Avani was always worried about me and my work. She would be tensed seeing my hardships. She had often asked me to borrow money from her to which I declined. Eventually after a few refusals I accepted her request and she sent me around Rs. 50,000 through her friend Ayesha in October 2017. Considering the fact, that the amount would not suffice my need of a car, she further lent me a total sum of Rs. 2,50,000 on other occasions.

On 1st January it was her birthday. I had thrown a surprise party for her and then later we had gone for a movie. I dropped her back home. That night, while we were chatting, her mother caught us, and she enquired about me. Responding to that, Avani told her about our relationship. Her mother then made Avani promise that she would never talk to me again and would break all ties with me from that very instance. Despite of the reluctance from her family, we would meet often, and Ammi had even accepted her as her with open arms. Following this incidence, we became a bit cautioned but to our misfortune Rudra Pratap Chauhan saw me embrace Avani on 7th February. Our hardships never happen seemed to end.

I had gone to drop Avani home and before we parted ways, we embraced each other near her house. It was then that Rudra saw us and Avani panicked and rushed inside. Later, that night she called me, and told me that her father had threatened her to stop meeting me. She was dismayed as her father and brother had been ruthlessly blaming her to have brought shame to the family. Thereafter for almost for a week we did not meet.

However, we were desirous of spending 14th February together. She had informed her mother that she is going out for some work. She had come to the Café around 04:00 p.m. with the help of my friend Salim Ali. I could see her sorry state, I could see the grief in her eyes. I greeted her with a rose. To our dismay, Rudra had seen us together, again! This time, we could not escape his fierce. I tried to calm him and save Avani. But, he started beating us. In no time, Salim and I were left injured while he had literally dragged Avani back home. I was worried about her, I knew something bad was about to happen.

Around, 01:00 a.m. I received a call from Avani where she told me that she no more wants to live with her family as they would destroy her life. She had asked me to take her away the very next morning. Agreeing to her requests, I asked her to keep her pack her bag. Little did I know, that our end was approaching. The next morning at around 11:00 a.m. I went to her place with Salim. I could not call her, as her mobile was taken by her parents. As I entered the house, her brother, Rudra Pratap and her father started hurling abuses at us. I tried explaining about our love to them, however, they were the least concerned. In no time, the argument got heated and he took out his revolver, and while defending I punched him. In the meanwhile, Salim also took out his gun to defend us, but Avani's father snatched it from him. Before things could worsen, I asked Avani to hurry up and Salim inadvertently carried her bag, but something kept her still, she could not decide. She kept on staring at her brother and was expressionless. Salim immediately dragged me out of the house leaving Avani behind.

On 18th February, 2018 at around 1:15 pm, I was with Salim in his house when the Police barged in and arrested us from there. We reached the Police Station at around 3:30 pm. The Police then, under the false pretext of helping me to get a bail, insisted me to sign a blank paper, to which I duly complied with. It came to my knowledge that the blank paper has fraudulently been used to write my confessional statement which I am totally unaware of.

DW-2: SALIM ALI – ACCUSED NO. 2

SEX: *MALE*

AGE: *26 YEARS*

OCCUPATION: *HAWKER*

STATEMENT- I am Salim Ali, s/o Lt. Afzal Ali. I am residing at 77E Lithoria Nagar, Kranchi. I have known Farhan since my childhood. He is not only a good friend but also a person of high values and character. It was because of these qualities that he mixed with other people without any effort. Even the elders of the community looked forward to his advice, but odds were mostly against him. At school, he was always ahead of us, but his financial background forced him to get his hands of the first job that he could get. After the death of his father he was burdened by plethora of responsibilities, which he managed very efficiently and never complained about his fate. He had a strong belief that all the difficulties that he was facing were test laid down by Allah and his life would change one day.

Farhan told me about Avani in January 2017. I can still recall the sparkle in his eyes when he told me about Avani. I had never seen him so excited before, it seemed that his whole life was back on track. He felt confident around Avani and motivated him to keep pushing himself. It seemed that among all the chaos in his life he has found peace; an emotional support with which he could have turned the whole world upside down. Avani's love for Farhan was also unparalleled. In spite of the differences in their religious and social status, their love for each other was unmatched. Avani being a girl of progressive thoughts always knew that her orthodox family will never accept their love. However, they both were hopeful that one day their love would find its way.

But their hope was soon broken. It was on the 24th birthday of Avani that her mother came to know about their relationship. They knew that one day they had to face her family, but they were unaware that it will be so soon. Farhan had told me that after the incident Avani was very much skeptical about their future. Things went worse when her brother saw them a week later,

embracing each other. Her father was infuriated and asked her to shun all sort of communications with Farhan. Both of them very scared. They both decided to meet on 14th Febuary, to talk about the same but the fate was against them. We were sitting in the Royale Café, when her brother saw us. He barged into the café and started abusing us and shouting at his sister; to which Farhan objected. Infuriated, her brother started beating us and subsequently took his sister from there. Later, in the night that day Farhan called me and told me that Avani's family would never accept their relation which is why Avani has asked him to take her away.

The next morning at around 11:00 am we reached her house. As soon as we entered the man entrance, Avani's brother and father confronted us in the hall. Farhan called out Avani's name. Meanwhile, there was a heated argument between Rudra and Farhan. Rudra took out his revolver and while defending himself Farhan punched him. Afraid on seeing the revolver I also took out a desi katta for our defense. Avani came running downstairs and she was in shell-shocked after seeing her brother. Farhan asked Avani to leave and I picked her bag, but she was transfixed. We were about to leave when Avani's father charged at me. In the scuffle, the katta fell from my hand; but somehow, I managed to push her father away and we ran away from the house. It was only after I reached our locality that I realized that I had gotten Avani's bag along with me.

DW-3: MS. AMAANEE BEGUM – MOTHER OF ACCUSED I

SEX: *FEMALE*

AGE: *54 YEARS*

OCCUPATION: *HOMEMAKER*

STATEMENT: I am Ms. Amaanee Begum, w/o, Late Tahir Qureshi. Since my marriage, I have been living at 46A, Lithoria Nagar, Kranchi. My son Farhan Qureshi started working in the Royale café after the demise of his father. He solely took the responsibility of his family. He is a very caring and loving son and it was he who brought me back from the depression of my

husband's death. I could not have imagined my life without Farhan and I wish every family had a son like him. The way he used to tell me everything happening in life, the same way he also told me about Avani and how much he loved her. He never had any girl in his life and I could realise how special Avani was for Farhan. She became our major topic of discussion at the dinner table.

One day Farhan brought Avani to our house and it was then that I met her for the first time. Even though we met for a very brief amount of time, but I could tell that both Avani and Farhan loved each other very dearly. I was happy for my son that he had chosen a girl who has such progressive thoughts despite of coming from such traditional family value system. Irrespective of her social status, she never made Farhan feel about the differences that both of them had.

A few months later I realised that Farhan had been lately disturbed. He started coming home late and at times he even missed his dinner. I thought it was because of the financial crisis that we were going through. He also wanted to start his own business for which he was again having financial difficulties. But he never let me worry about anything. He would pretend as if everything was normal. I could see how he did not want me to be tensed about anything. On asking him a couple of times, I finally came to know the actual reason of Farhan's tension. He discussed with me as to how conservative Avani's family is which could be the impediment between him and Avani's relationship. He told me about Avani's father and her brother and their strong political and religious belief. It was then that I started worrying about my son. But he ensured me that everything will be fine since their love for each other was very strong.

It was 14th February 2018 when my fear for my son came true. He returned home late that day with wounds and blood marks on his body. He was unvocal about what happened. I kept asking him and later that night he told me that it was Avani's brother who came into a scuffle with him and Salim. Despite his wounds, he was still more concerned about Avani. I kept wondering how this issue could be solved. On the very next day Farhan left home very early without even

informing me or having his breakfast. However, on enquiry I was relieved to know that he had gone out with his friend Salim Ali.

DW-4 :DR. GEET KAUR, DEFENSE EXPERT

SEX: *FEMALE* **AGE:** *46 YEARS* **OCCUPATION:** *INDEPENDENT MEDICAL PRACTITIONER*

STATEMENT: I am Dr. Geet Kaur (M.B.B.S),(M.D.) [General Medicine DM – Neurology DNB (Neurology)] residing at F1, Gyan Enclave, Near Tam Drishna Aashram, Korabadi, Kranchi. I have been an independent practitioner for the past 5 years and have an experience of over 7 years with public as well as private hospitals.

I have been asked by the Counsel for the Defence to appear before this court in connection with the criminal case against Mr. Farhan Qureshi & Mr. Salim Ali concerning the death of Mr. Rudra Pratap Chauhan & Ms. Avani Chauhan to give my opinion on the post mortem report so prepared by Dr. Joseph Fernandez. I express opinions herein on matters that are only within my expertise & I expressly disclaim any legal opinions on the matter. I have reviewed the post mortem report as prepared by Dr. Joseph Fernandez and would also like to make certain comments on the said Autopsy Report.

Mr. Rudra Pratap Chauhan has suffered very serious injuries which include fracture of the first thoracic vertebrae T1 & dislocation of the third thoracic vertebrae T3 alongside a head injury which has clearly resulted in brain haemorrhage & blood clotting which is the cause of death. Therefore the Report is in stark ignorance of the injuries suffered by the deceased. The expert has failed to embark upon a detailed inquiry and thus the report is partial in nature.

I declare that the foregoing is in accordance with my sincere belief and the principles of medico legal practice.

Ms. Avani Chauhan has suffered from a gunshot wound on her head but her death has been caused by the air embolism suffered as a result of that gunshot & not from the gunshot in itself. Therefore the Report is in stark ignorance of the injuries suffered by the deceased. The expert has failed to embark upon a detailed inquiry and thus the report is partial in nature.

I declare that the foregoing is in accordance with my sincere belief and the principles of medico legal practice.

DW- 5 : MR. JIGNESH PATEL – OWNER OF ROYAL CAFÉ

SEX: *MALE*

AGE: *48 YEARS*

OCCUPATION: *BUSINESS MAN*

STATEMENT: I am Jignesh Patel s/o Mr. Hasmukh Bhai Patel. I am the owner of Royal Café which is situated on High Street in Kranchi. Farhan Qureshi worked as a waiter in my Café since it had opened and is one of my most faithful and diligent workers. Farhan joined me when he was struggling to keep his family in balance and ensure their wellbeing. One would think that owing to his family's social and economic backwardness, he would one day turn rogue on me, but his slate has forever been clean. He is loved by all the regular café visitors and his joyful smile and dedicated work always makes the customers enquire about him.

Farhan has been like a son I could never have, and I always wanted to see him move out of my Café and pursue a bigger and better life. He is educated, and his waiting tables and cleaning dishes always disturbed me. When I could not bear it anymore, I asked him to move out and create something wonderful for himself. I wanted to see him stand on his feet and was willing to help him in doing so in any way possible. To add to my joy, Farhan met a lovely girl who also saw great potential in him. She was Avani Chauhan, the daughter of the famous builder and politician Shri Bhawani Shankar Chauhan. Avani was a beautiful girl and would often come to my Café with her friends. What started as polite conversations soon turned into a

lovely relationship and Avani Chauhan unlike her family openly accepted Farhan for who he really was. She never let her social position and economic background come in the way of her relationship with Farhan.

Avani and Farhan's growing closeness was not pleasing to most of Avani's friends especially one Miss Ayesha who would warn Farhan to stay away from Avani. However, true love always finds its way and similarly Avani and Farhan's love blossomed. She made Farhan see a bigger picture of life and motivate him to make more out of his life. She would always complaint to me that I had kept Farhan in a secure environment and that she wanted him to realize his true potential. She had even told me that he had some idea of a small business and that she would provide for its financing if need be.

I vaguely remember a day in early January when Farhan came to me for some advice. He was worried and wanted a reassurance that his relationship with a girl from such an economic background was not wrong. Farhan told me that Avani's parents would eventually find out and he was scared that they would harm her. He was least worried about himself, but he told me that Shri Bhawani Shankar Chauhan was a man who would not tolerate his daughter having such a relationship. I understood his worry and even expressed my concern for the same. I told him that since the day he had started seeing Avani I was worried for them because I knew the kind of people Shri Bhawani Shankar Chauhan and Rudra Pratap Chauhan were and to what extent they would go to save their family's honor and social status. They would never accept a boy from such a social and economic background for their dearest Avani. I even added that despite of my reservations, I gave in to the thought of such pure love and affection. I assured Farhan that in case of any difficulty I would stand by him and would protect him as a father would his son.

On Valentine's Day my Café as a little gesture I had reserved a space for Farhan and Avani in the Café and had asked the rest of the staff to take the day off so as to give them some privacy.

A while ago Farhan had mentioned that Avani's parents had found out about their affair and had imposed various restrictions on her outings. He had hardly met her and had planned to get Avani to the Café with the help of his friend Salim Ali to celebrate this special day together. Avani soon came and as they held hands and sat in the lovely corner, a furious Rudra Pratap Chauhan entered the Café. He dragged Avani aside and beat Farhan up very bad. As I tried to stop him, he warned me to stay away from family matters else I would not have a family to look at. As Farhan lay on the ground, I called for help and meanwhile, Avani was dragged out by Rudra Pratap Chauhan. Rudra Pratap Chauhan kept on hitting Avani and told her that there would be horrible consequences and that she should have listened to him earlier.

After this encounter, I was scared, and I asked Farhan to do something about this. I told him that maybe the only option left with him was to run away with Avani. I told him that there was no place for their love in this society and asked them to go away from this hell.