

FORM CHALLAN CHARGE-SHEET U/S 173 Cr.PC

District: KATHUA Police Station: HIRANAGAR, FIR No. 10/2018

Charge Sheet No.....Dated_____ CRIME BRANCH, JAMMU.

Dated:

1	2	3		4	5	6
Name, address & occupation of complainant/ Informer	Name & address of accused person (s) including absconders (show absconders in red ink)	Accused persons		Case property	Names and residential particulars of witnesses	Charge on information:-Name of offence and circumstances connected with it, in concise details and under what section of law charged: Section 363, 343, 376-D, 302, 201, 120 -B RPC
		On Bail	Under custody			
Mohd. Yousuf S/o Sahib Din (caste Bakarwal) R/O Rasana, Tehsil Hiranagar, District Kathua	1. Shubam Sangra @ Chuboo S/o Om Parkash Sangra R/o Ward No. 10, Hiranagar A/o Village-Rasana Hiranagar; (Henceforth to be named as JCL- Juvenile in Contravention with Law).		1 Juvenile observation Home R.S Pura.	-	As per list enclosed.	<p><i>Before the Hon'ble Court of Chief Judicial Magistrate, Kathua.</i></p> <p><i>May it please your honour!</i></p> <p>Brief facts of the case are that on 12.01.2018 one Mohd. Yousuf S/o Sahib Din (caste-Bakarwal) R/O Rasana, Tehsil Hiranagar, District Kathua lodged a complaint in P/S Hiranagar to the effect that his daughter namely Miss Asifa, Aged 8 years, had gone for grazing horses in the nearby forest at about 1230 hrs and she was seen with the horses at about 1400 hrs on 10.01.2018. On the same day horses returned back in the dhera at about 1600 hrs but Asifa did not return back. On this the complainant along with others started search in the forest area but Asifa could not be traced out. He further alleged that he had a suspicion that some miscreants might have kidnapped his daughter. On this report case FIR No 10/2018 U/S 363 RPC was registered in PS Hiranagar and investigation was taken up.</p> <p>In the course of investigation the investigating officer made efforts to trace out the missing girl with the help of VDC members and respectable of the area but did not get any clue about the victim. Subsequently, on 17.01.2018 dead body of Asifa was recovered on the basis of information provided by one Jagdish Raj S/o Desu R/o Dugaan Bani who had been same while in search</p>

of his missing horses in the nearby forest. The body of the deceased was taken into custody for conducting autopsy. The postmortem of the deceased was conducted by a team of doctors at District Hospital Kathua on the same day at 1430 hrs. During investigation conducted by P/S Hiranagar one individual namely Shubam Sangra S/O Om Prakash R/O Hiranagar, Ward No. 10, A/P Rasana, residing with his maternal uncle Sanji Ram in village Rasana, was taken to police station Hiranagar for questioning. During questioning he divulged that his father is working as a peon in Hr. Sec. School Chagral and his mother is a housewife. He further divulged that he used to take alcohol, cigarettes, gutka and other intoxicants and had been expelled from Modern Public School Sikdi Hiranagar, because of his unruly behavior with girls of his school. Fed up with his conduct the family shifted him to the house of his maternal uncle, some three months back, where he used to take care of their cattle by getting leaves, etc from the nearby forests. In the forests he had met a girl of Bakarwal community 7/8 times and most of the times she used to enquire about the whereabouts of her horses which she usually would take to the forest for grazing. On 10-01-2018, the same Bakarwal girl met him in the forest area near a *Bahari Balish* tree and he asked her to accompany him on the assurance that he would help her in tracing out her missing horses. Around 1830 hrs he took her to a shed of his maternal uncle meant for keeping the cattle where he gagged her with a handkerchief and also tied her hands with a rope which was already lying in the shed. He further divulged that he took out the drawstring (*Nara*) from her trouser and tied up her legs with the same. Thereafter, he locked the door of the shed and proceeded to his home. After an hour he took some meals for her secretly and on reaching the shed un-gagged her and made her to eat the food that he had brought for her. Next he again gagged her with the same handkerchief, locked the shed again and went home. He continued doing the same till 16-01-2018. On 16-01-2018 at about 6:30 PM he reached the shed in question and untied the girl. Thereafter, he knotted her trouser with a rope and told her that he will drop her home. He took her through the same route, wherefrom, he had brought her to the shed and on way he unknotted her trouser and

attempted to rape her. The said girl reacted by saying that she will narrate the whole incident to her family members. Apprehending that Bakarwals residing in the area will kill him he strangulated her with a *chunni* that was worn by her. Blood mixed spitting oozed from her mouth and thereafter he took her in his lap to another place and threw her on the ground where he hit her head twice with a stone. Subsequently he waited for about 10 minutes and then left for home. On the next day he took the drawstring of her trouser and the handkerchief to the cowshed and burnt them. As per the investigations conducted by P/S Hiranagar, JCL further revealed that he used to take the victim to nearby fields for attending nature's call, discreetly, in late hours and used to wash her private parts with his hands using water from the hand pump. He also stated that he used to give her toffees of the *Milky Way* brand. He further divulged that during the captivity of said girl he did not make any attempt to rape her. Accordingly said JCL S/o Om Prakash Sangra R/o Ward No.10 Hiranagar was arrested in the above said case on 19.01.2018 by the Police Station Hiranagar. On the basis of the confessional statement of the accused a stone, weighing around 1 kg, used by him to hit the deceased girl was recovered and seized. He was subsequently produced before the Ld. Chief Judicial Magistrate Kathua who ordered him to be sent to juvenile home.

Subsequently, in pursuance to PHQ Order No 374 of 2018 Dated 22-01-2018, the investigation of above referred case was transferred to Crime Branch and Crime Headquarters J&K vide Order issued under endorsement No CHQ/FIR/10/18-Hiranagar1083-92 Dated 23-01-2018, constituted a team of officers/officials headed by Shri Naveed Peerzada, ASP Crime Branch, Kashmir for carrying out further investigation of the case. However, the case dairy file was formally handed over to Crime Branch Jammu by Shri Adil Hamid Ganai, ASP Samba, Incharge of earlier SIT constituted by IGP Jammu Zone on 27-10-2018 at 19.00 hrs in person at Crime Branch, Jammu.

In the course of investigation conducted by the Crime Branch the Ld. CJM was requested to handover the custody of Shubam Sangra for questioning. The examination of the juvenile was carried out in the presence of a social worker and his father. On the basis of the inputs provided by the Juvenile and other accused who were arrested and

questioned in custody and the evidence collected in the course of investigation it transpired that somewhere in the first week of January, accused Sanji Ram decided to put a plan to dislodge the Bakarwal Community from Rasana area, which had been brewing in his mind for quite some time, into operation and in pursuance to that he made accused Deepak Khajuria, an SPO in Police Department and JCL as part of conspiracy and assigned them tasks separately and individually. In furtherance of said conspiracy accused Deepak along with his friend Vikram went to Bitu Medical shop at Kottah Morh on 07th of January 2018 evening and purchased one strip of Epiril 0.5 mg containing 10 tablets by showing the prescription of his (Mamu) maternal uncle namely Kamal who had a psychiatric problem and is under treatment with Dr. Mukul at Kathua. Although the medicine as per the prescription was not available with Bitu he gave him Epiril 0.05 mg instead of the medicine written on the prescription. On 4th January, 2018 accused Sanji Ram Maternal uncle of JCL provoked and induced said JCL to take revenge from the Bakarwals who had earlier beaten him. On 7th of January, 2018 Sanji Ram told JCL to kidnap the Bakarwal girl namely Asifa D/o Yousaf Bakarwal who often comes to the forests behind the house of accused Sanji Ram for grazing her horses. Investigation further revealed that on 8th of January, 2018 while JCL was busy working in the field another accused namely Deepak Khajuria called him near tube well and offered him cigarettes. Said Deepak lured him to kidnap Yousuf's daughter on the assurance that he would help him in passing the board exams (through cheating). Subsequently, JCL shared the entire plan worked out by Sanji Ram and Deepak Khajuria with Parvesh Kumar @ Mannu, his close friend and asked for his help and assistance in executing the plan on ground. The investigation further revealed that accused Sanji Ram had directed the JCL to execute the plan of kidnapping and to give some intoxicant to the girl and thereafter confine her at Devasthan in the first instance. On 9th of January, 2018, JCL along with another accused Parvesh Kumar @ Mannu went to Hiranagar and purchased 04 Manars from Rampal's shop, situated near auto stand Hiranagar, out of which one was consumed by him and kept other 3 in his pocket and returned back to Rasana. On 10th January, 2018 the said JCL heard the voice of the girl

who was enquiring from one Veena Devi about her horses when he was on the roof of his Mamu (accused Sanji Ram's) house. He immediately rushed down stairs, took 03 Manars and keys of Devasthan and told Asifa that he had seen her horses. He led her to jungle and also called accused Mannu who was already waiting for his signal. Sensing some trouble the victim tried to flee away. The JD stopped her by catching hold of her neck and covered her mouth with one of his hands and pushed her and she fell on the ground. Accused Mannu held her legs and the JCL administered Manars' one by one forcibly to the victim. The victim fell unconscious and was raped by JCL. Thereafter, Mannu also attempted to rape her but could not do it. Later on, they took the girl and kept her inside Devasthan under the table over two Chatayees (plastic Mats) and then covered her with two Darees (cotton thread Mats). Thereafter, both JCL and accused Mannu left Devasthan after locking it. On the next day, parents of Asifa reached Devasthan and enquired from accused Sanji Ram about the whereabouts of her missing daughter and in reply the accused Sanji Ram told her that she will be back as she might have gone to some relative's house. At 12:00 noon the accused Deepak Khajuria @ Deepu came near the house of accused Sanji Ram and signaled JCL, who took keys of Devasthan and both of them left for Devasthan as per the plan. Both of them reached Devasthan, opened the lock and accused Deepak Khajuria @ Deepu directed JCL to fetch water from a tap outside Devasthan. Thereafter, accused Deepak Khajuria @ Deepu took out a strip of sedatives containing ten (10) tablets. While the JCL lifted the head of the girl the accused Deepak Khajuria @ Deepu opened her mouth, put two tablets out of the strip in her mouth and made her to drink water and rubbed her throat with his fingers. Then accused Deepak Khajuria @ Deepu left from Devasthan and the JCL locked the door and hid the strip under a heap of dry grass, nearby. In the evening at about 5.00 p.m. the JCL went to Devasthan for lighting *Jyot* and checked the girl again and found her unconscious. Thereafter, on 11th January JCL informed another accused Vishal Jangotra @ Shamma about the kidnapping of the girl telephonically and asked him to return from Meerat in case he wanted to satisfy his lust.

On 12th of January, 2018 accused Vishal Jangotra @ Shamma reached Rasana from Meerut at 06:00 a.m. JCL narrated full details to Vishal about kidnapping and confinement of the girl in Devasthan. At about 8:30 a.m. the JCL again went to Devasthan and administered 3 sedative tablets to the girl while she was unconscious with empty stomach. On the same day the Police party along with Bakarwals started search of the missing girl and accused Deepak Khajuria @ Deepu came to the house of accused Sanji Ram with another police official namely Ifikar Wani. The accused Deepak Khajuria @ Deepu asked for water and at the same time advised the juvenile to ensure administering of sedatives to the victim in time. During investigation it transpired that accused Sanji Ram had already taken the accused police officials into confidence and settled the deal with them to take care of the things which would ensue in the process of culmination of the conspired plan. In pursuance of the settled deal accused HC Tilak Raj, who was also accompanying the search party, took accused Sanji Ram to cow shed and reiterated that necessary payments have to be made to the investigating officer of the case i.e. accused SI Anand Dutta in order to save him and other accused from the clutches of law with respect to kidnapping and also not to conduct further searches.

During investigation it has been found that on 12th of January JD Shuboo's mother, Tripta Devi, reached accused Sanji Ram's residence at Rasana. It has been found that the accused Sanji Ram narrated JCL's involvement in kidnapping and confinement of the girl to the JCL's mother. Further that accused Sanji Ram gave his sister (i.e. JCL's mother) a packet containing Rs. 1.5 lacs with the direction to hand over the same to accused HC Tilak Raj as accused Sanji Ram had to attend some work. It has been found during investigation that JCL's mother was a close friend of accused HC Tilk Raj as both were classmates in Govt. Primary School at Damiyal. The money was subsequently handed over to accused Tilak Raj by Tripta Devi.

During the course of investigation it has been found that at about 8:30 a.m. on 13th January 2018 JCL, accused Vishal Jangotra @ Shamma and accused Sanji Ram left for Devasthan, where JCL and

Sanji Ram performed rituals. In the meantime, accused Mannu also reached Devasthan. The accused Sanji Ram left Devasthan from back gate for performing some rituals and met Deepu who was waiting for him. The accused Vishal Jangotra @ Shamma raped Asifa. Thereafter, JCL also raped the girl in presence of the accused Mannu. The investigation also revealed that after committing the rape, JCL directed accused Vishal Jangotra @ Shamma and accused Mannu to leave Devasthan. JCL again took out 03 tablets out of the strip which he had kept under a heap of garbage near an electric pole outside the Devasthan and gave the same to the girl and again covered her with mats and dropped the utensil container in front of her in order to hide her. The remaining two tablets were hidden by the juvenile delinquent under a heap of garbage near electric pole. During investigation the said strip containing two tablets was recovered from near the Devasthan on the disclosure and at the instance of JCL.

During investigation it has been found that after distributing Lohri to relatives in the evening JCL informed accused Sanji Ram that he and accused Vishal Jangotra had committed gang rape with Asifa inside Devasthan. Accused Sanji Ram directed JCL that the time was ripe to kill the girl so as to achieve the ultimate goal of criminal conspiracy hatched among the accused. On the direction of accused Sanji Ram at Devasthan the accused Mannu, Vishal and JCL removed the Victim from Devasthan and took her to a nearby culvert situated in front of Devasthan. In the meantime accused Deepak also reached there. On the spot accused Deepak Khajuria @ Deepu told JCL to wait as he wanted to rape the girl before she is killed. As such once again the little girl Asifa was gang raped firstly by accused Deepak Khajuria @ Deepu and then by JCL. After committing the barbaric act of rape on minor victim the accused Deepak Khajuria @ Deepu kept her neck on his left thigh and started applying force with his hands on her neck in order to kill her. As accused Deepak Khajuria @ Deepu was unsuccessful in killing her another accused JCL killed her by pressing his knees against her back and strangulated the girl by applying force on both the ends of her

Chunni. Thereafter, accused JCL, in order to make sure that the victim is dead, hit her twice on head with stone. As per the conspired plan the dead body was to be transported and disposed off in the Cannal at Hiranagar, however, as the vehicle could not be arranged in time, the accused on spot decided to dump the body at Devasthan being the safe place till its disposal and accordingly the four accused namely JCL, Vishal, Deepak and Mannu lifted the body and dumped it in Devasthan while Sanji Ram was keeping watch outside Devasthan. Thereafter, all the accused left for their homes.

The investigation conducted further revealed that on 15th January 2018 accused Sanji Ram told JCL and his son accused Vishal Jangotra @ Shamma that Kishore had refused to bring the car hence they cannot throw the dead body in the Cannal and accordingly directed them to throw the dead body in the jungle as it was not safe to keep it inside Devasthan anymore as the people were likely to visit Devasthan on the following day for *Fanda* which was to be performed by accused Sanji Ram himself. During investigation it came to light that JCL went to Mannu's house and found that he was not present at home. Accordingly, JCL and accused Vishal Jangotra @ Shamma decided to execute the plan without Mannu. As per plan JCL along with accused Vishal Jangotra @ Shamma went to Devasthan. Accused Vishal Jangotra @ Shamma opened the door while JCL lifted the dead body on his shoulder. The accused Vishal Jangotra @ Shamma locked the door and JCL disposed off the dead body by throwing it inside the jungle while accused Vishal Jangotra @ Shamma was guarding outside bushes. After throwing the body JCL and accused Vishal Jangotra @ Shamma returned home. At around 4.00 pm JD Shuboo went to Samadiya near the court Hiranagar where other village boys were playing and met his friend, namely Amit Sharma S/o Narayan Shanker R/o W. No 10 Hiranagar, and informed him about the murder of victim. A fact corroborated by friends of Amit. Thereafter, JCL accompanied accused Vishal to Ghagwal railway station wherefrom accused Vishal left for Meerut. Pertinently, another installment of Rs 1.5 lakhs was given to accused Tilak Raj by accused Sanji Ram at his residence for SI Anand Dutta.

Investigations revealed that next day on 17th January 2018 dead body of Asifa was recovered on the basis of information provided by one Jagdish Raj S/o Desu R/o Dugaan Bani who had seen the same while in search of his missing sheep in the nearby forest. The body of the deceased was taken into custody by police for conducting autopsy. The postmortem of the deceased was conducted by a team of doctors at District Hospital Kathua on the same day at 1430 hrs. Investigation revealed that in the evening accused HC Tilak Raj, who was in knowledge of entire game plan, met accused Sanji Ram at home where he requested the accused Sanji Ram to handover one of the accused as things have gone beyond their control due to massive agitation by Bakarwals. Instead of handing over any accused to him accused Sanji Ram paid an amount of Rs 1.00 lakhs to accused SI Anand Dutta through said Tilak Raj which Tilak Raj readily accepted. Investigations also revealed that on the following day JCL was apprehended and taken to Police Station for questioning. The accused Sanji Ram visited JCL in P/S Hiranagar and directed him not to disclose the involvement of his son accused Vishal Jangotra @ Shamma and promised him that he will get him cleared from the charges at the earliest. It has been found that accused SI Dutta in order to pave way for clearing JCL of the charges directed him to implicate one Gadee, who had also been lifted by police for questioning, in the killing case of the girl Asifa. Instead of implicating the Gadee, JCL admitted the charges of kidnapping and murder of the victim before SSP Kathua. During investigation it has been found that accused SI Dutta again warned JCL and asked him to stick to the tutored version given by him and to take the entire blame on to himself.

During investigation it transpired that on 19th January, 2018 the accused SI Dutta along with his PSO's took JCL to the jungle wherefrom the dead body had been recovered and accused SI Dutta told JCL to hold a stone in his hand and took his photograph. He also prepared a Disclosure Memo showing the Stone to have been recovered on the disclosure of JCL. Thereafter, he took the Juvenile to a cow shed and again took his photographs in the dry grass shed and Machine room

respectively. Then accused SI Dutta took JCL's photograph near the ashes of wood. This all was being done by the accused SI Dutta in order to attach an element of truthfulness to his concocted story and in the process to create false evidence so that other accused could be screened from the grave criminal charges for which he had received Rs 4.00 lacs out of the settled amount of Rs 5.00 lacs from accused Sanji Ram. During investigation it surfaced that accused Sanji Ram had kept a good amount of cash available with him well in advance. However, investigations regarding the complete financial trail are underway. During investigation conducted by Crime Branch it has been established on the basis of oral, scientific as well as documentary evidence that the victim was neither kept in captivity at Cow shed nor had she been killed on the spot from where her dead body was recovered thus rendering the entire story created by accused SI Dutta as farce and far from truth. The investigation has established, on the strength of evidence both oral as well as scientific, that the accused SI Dutta and Tilak Raj have in furtherance of Criminal Conspiracy hatched between themselves and the principal accused Sanji Ram washed the clothes worn by the deceased at the time of her death with the intention to remove the clay and blood stains/sperms etc and thereafter forwarded the same to FSL for expert opinion. This apart the accused SI Dutta deliberately did not conduct the search of Devasthan for tracing out the missing girl. The said accused has not even searched the premises and other suspected installation/houses in the vicinity where from the innocent girl had gone missing and was lastly seen by the witness namely Veena Devi. Moreover during the course of investigation of such a sensational case the said accused as an I.O has remained very casual and has left serious criminal lapses deliberately in order to give undue benefit or to expunge the accused involved in the case. The accused while investigating the case has deliberately not seized Dupatta, hairband and neckless of the deceased girl as well as clothes of the juvenile after his confession which is evident from the seizure memos prepared by the accused during the course of investigation. The Chummi used for strangulating the victim has been seized later on by SIT CBJ from P/S Hiranagar alongwith Hair band. These vital pieces of evidence were deliberately left out by the said accused to confer undue benefit to the accused. The necklace worn by the victim (as seen in the photographs of

victim) was also not seized and has been destroyed as the same could not be traced and accused was unable to justify that as to why these items were not seized as a piece of evidences in this case. Similarly the accused SI Anand Dutta has not even collected the blood sample of victims from the board of doctors who conducted autopsy of victim at District Hospital Kathua. Keeping in view of the facts, circumstances, call details confessional statements, statements of official of P/S Hiranagar, FSL report and other evidences, the involvement of accused SI Dutta and HC Tilak Raj was found involved in commission of offence punishable u/s 201/IPC, r/w 343,376-D,302,120-B/IPC.

In the course of investigation, it transpired that Sanji Ram S/o Des Raj R/o Rasana was against the settlement of Bakarwals in Rasana Kootah, and Dhamyal area, and always kept on motivating the members of his community of the area not to provide land for grazing or any other kind of assistance. One Harnam Singh s/o Darbara Singh R/o Kootah had sold land to one Bakarwal and he (Sanji Ram) had started a campaign against said Harnam Singh. He also utilized the services of Ex- Sarpanch of Kootah and Rasana area against said Harnam Singh and managed to stop the payment on account of installation of telephone towers in his land through the concerned tehsildar on the plea that the land in question was a state land. Ultimately, said Harnam Singh approached the Hon'ble High court and got the impugned order of Tehsildar quashed. He had also seized goats of one Rashid D/o Chandia Bakarwal in the month of December, 2017 for watering his cattle at a pond near his house and Rs. 1000/- was taken from him as fine for releasing the goats. Apart from this he had also charged Rs. 1000/- as fine from Mohd. Yousaf Bakarwal for grazing his cattle in the forest pastures situated near his house. HC Tilak and SPO Deepak Khajuria were also against the settlement of Bakarwals in Rasana, Kootah and Dhamyal area who had already discussed this issue with Sanji Ram to chalk out a strategy for dislodging the Bakarwals from the area. They were blaming the Bakarwals on one pretext or the other and used to threaten them. Accused Tilak Raj and Deepak Khajuria also had some serious issues with Bakarwals over the land occupation and crop damage being residents of the same area. Besides, accused Deepak Khajuria had

already had few scuffles with Bakarwals. This apart during investigation it transpired that a particular community had a general impression that the Bakarwals indulge in cow slaughter and drug trafficking and that their children were turning into drug addicts. This rivalry between the two communities in the area has already resulted into registration of various FIRs and counter FIRs at different adjoining police stations of the area between the two communities. Thus during investigation it has become abundantly clear that the accused had a reason to act against the Bakarwal Community and hence the conspiracy ultimately resulting into the gruesome rape and brutal murder of an innocent budding flower, a child of only 8 years of age, who being a small kid became a soft target.

In the course of investigation statements of more than 130 witnesses were recorded under section 161 and 164- A CrPC. All the witnesses examined have unequivocally corroborated the facts that emerged in the course of investigation as detailed out hereinbefore. The statements of all these witnesses form part the Challan.

In the course of investigation, the potency test of the JCL, Vishal Jangotra and Pravesh Kumar was conducted and the report obtained has been found positive. The report makes it clear that the accused including Juvenile are capable of performing sexual intercourse. In respect of accused Deepak Khajuria the experts have sought his re-examination for the potency test which shall be done after seeking permission from the court.

1. In the course of investigation the SIT members along-with FSL experts and Naib Tehsildar, Executive Magistrate 1st class Kootah again visited the scene of occurrence and tried to reconstruct the Scene of Crime. The minute examination of these locations led to the recovery of various items including blood stained wooden sticks and hair strand, which were seized, packed and sealed/resealed by Executive Magistrate 1st Class. The sealed packets containing the exhibits collected in the course of investigation were sent to FSL for analysis and report. Besides, few hair strands recovered from Devasthan and nearby forest where the dead body was dumped by the accused were forwarded to the experts in New Delhi for DNA profiling. On the basis of opinion furnished by the experts' one of

the hair stands recovered from the Devasthan matched with the DNA profile of Victim Asifa which confirmed that the victim was kept in captivity at Devasthan which is exclusively manned by accused Sanji Ram to the exclusion of any other person of the area. Similarly as per the expert opinion in respect of hair strand recovered from place of recovery of dead body, it matched with the DNA profile of JCL. Notwithstanding the fact that accused police officials SI Datta and Tilak Raj had made all efforts to destroy the evidence by washing the clothes worn by the deceased and FSL Srinagar could not frame any opinion on the basis of examination of the washed clothes but to the ill luck of accused the FSL Delhi with updated technology was able to confirm the presence of blood stains on the Frock-Shalwar of the victim which matched with the DNA profile of the victim. DNA profiling also established presence of victim's blood on the vaginal smears. During investigation the opinion on various exhibits referred to FSL has been obtained. Besides, post mortem report of dead body was also obtained. On the strength of opinion furnished by the experts it has been confirmed that hymen of the deceased was not found intact and lacerations on vulva of the vagina were also observed, besides blood stained discharge was found inside vagina of the deceased. As per the report of medical experts the victim was found prima-facie raped before being killed. Furthermore, investigations in this regard have established that the victim was raped by more than one accused with common intention. Accordingly, section 376-D RPC was added in the case. The Medical opinion also established the fact that the victim had been kept without food and administered sedatives and her cause of death was Asphyxia leading to cardio-pulmonary arrest. The expert opinions and Post Mortem report forms part of challan.

During investigation call details of mobile phones used by the accused persons were obtained from concerned quarters. The CDRs obtained have prima facie established the individual and common locations of all the accused in and around the scene of crime on crucial dates of occurrence. The analysis of CDRs of accused Deepak Khajuria revealed that he had remained in constant touch with one Surinder Kumar, who two is posted as SPO along with accused Deepak Kumar in Police Station Hiranagar from the date of kidnapping of the victim. This necessitated the questioning of said Surinder Kumar who was

summoned and questioned but he could not give any plausible and tangible explanation regarding his telephonic conversation with accused Deepak Khajuria and a sudden spike in their frequency despite of the fact that accused Deepak Khajuria had disclosed that he had send Surinder Kumar to ascertain the movement of Bakarwals in and around Devisthan on 14-01-2018 and also to inform him regarding the condition of victim who then was held in captivity in Devisthan. In response to which said Surinder Kumar visited the Devisthan and conveyed to him regarding the movement of Bakarwals and condition of the victim. Besides, some of the witnesses examined under section 161CrPC corroborated regarding the movement/presence of Surinder Kumar in and around said Devisthan. Said Surinder Kumar was accordingly arrested and is presently in judicial custody. Further investigation in respect of his involvement in the case is being conducted which may include his narco- analysis for which his consent has already been obtained.

In the course of investigation it transpired that accused Vishal Jangotra who is a student of BSc Agriculture at Akansha College Mirapur, UP and actively took part in the rape and murder of the victim, has tried to create an alibi by resorting to manipulation of records and creation of false evidence with the connivance and assistance of his father (SanjiRam) and one Kishore S/O Prem Nath (his relation) R/O Chanmorian, Hiranagar,R.P Singh, Chairman, Akansha College Mirapur,UP and some other employees of Chawdhary Charan Singh University Meerut, who as per the inputs received during investigation have received huge amount as a kick back from the accused Sanji Ram. This aspect needs further investigation as records are to be collected from concerned college/university and in respect of some documents expert opinion from FSL is awaited. Besides, Digital Video Recorder of the Examination Centre where accused claimed to have appeared in examination at Khatoli, Muzaffarnagar has also been seized and has been sent for forensic examination for expert opinion. After conducting further investigation supplementary charge sheet shall follow.

Whatever surfaced in the course of investigation leads to the irresistible conclusion that the accused namely Sanji Ram S/o Des Raj R/o Village Rasana, Hiranagar, Shubam Sangra @ Chuboo S/o Om Parkash Sangra R/o Ward No. 10, Hiranagar A/o Village- Rasana Hiranagar;Deepak Khajuria @ Deepu S/o Updesh Khajuria R/o Dhamiyal Hiranagar;;Parvesh Kumar @ Mannu S/o Ashok Kumar R/o Village -Rasana, Hiranagar;Vishal Jangotra s/o Sanji Ram R/oi Rasana, Hiranagar;;Tilak Raj S/o Amir Chand R/o Dhamiyal, Hiranagar;Anand Dutta S/o Shanti Swaroop Dutta R/o Village Dharmal P/o Muthi, District Jammu and Surinder Kumar S/o Sain Das R/o Satura, Hiranagar have undoubtedly committed offences Punishable under section 363/343/376-D/302/201 r/w 120-B RPC. Accordingly, the Charge sheet in respect of above named accused person is produced before the Hon'ble Court for judicial determination in accordance with the Juvenile Justice (Care and Protection) Act. For the other accused persons involved in the above mentioned FIR, a separate charge sheet is being submitted in the Ld. Court of JMIC, Hiranagar.

List of the witnesses which the prosecution proposes to produce before the Hon'ble Court for deposition and the documents relied upon forms part of Charge Sheet as PART-1 and PART-2.

Sr. Superintendent of Police,
SHO P/S Crime Branch,
Jammu.