

IN THE COURT OF ADDITIONAL SESSIONS JUDGE I

Present-Kumar Amit Manu
DASJ-1,Banka

BANKA
ST 66 of 2015

In the matter of:

State of Bihar [through Informant Jai Prakash Gupta]

versus

1)Babita Devi wife of Anil Sah

Resident of Amarpur, Banka

Date of Final Order:18th of April, 2026

[U/S 232 of CrPc/255 of BNSS]

Ld Counsel for State:Shri Raj kishore Singh, Ld APP

Ld counsel for Defence:Shri Anil Kumar Yadav

ORDER

This Case has been placed before this court for order under sec 232 of Crpc as from perusal of record, it transpires that two witnesses have been examined and both have turned hostile during trial and prosecution has failed to elucidate any material in its favour.

Perusal of record reveals following events: -

1	Date of FIR	05.04.2009
2	Date of filing of chargesheet	30.06.2011
3	Date of commitment	02.02.2015
3	Date of Charge	01.07.2016
4	Date of closing of evidence	06.01.2026

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Further, following steps were taken for production of witnesses:-

1	Date of order of issuance of summons to witnesses	01.07.2016
2	Bailable warrant to witnesses	30.01.2019
3	Non bailable warrant to witnesses	06.02.2021
4	D.O letter to SP, BANKA	04.03.2025

From perusal of aforesaid sequence of events taking place in this trial, it is evident that sufficient opportunity has already been given to prosecution. Despite steps taken by this court, prosecution has failed to produce a single contesting material witness in this case. Two witnesses examined have totally failed to support prosecution case. The accused persons, on their examination have totally denied their involvement in the occurrence. Thus, the guilt of accused could not be established in this case since the evidence produced by the prosecution has not supported prosecution case, thus virtually, the case is of no evidence. **Accordingly, the accused named above is hereby acquitted of the all the charges. The accused and his sureties are discharged from the liabilities of the bail bonds.**

The office is directed to deposit the record to the record room as per rules.

Pronounced in open Court.

Pending processes be recalled,.

**Kumar Amit Manu
Additional Sessions Judge-I
Banka**

Date-18.04.2026