

IN THE COURT OF ADDITIONAL SESSIONS JUDGE I

Present-Kumar Amit Manu
DASJ-1, Banka

BANKA[GR 1008 OF 2013]

In the matter of :

State of Bihar [through Informant Dinesh Sharma]

versus

1) Kalam Ansari S/O Islam Ansari

2) Md.Taiyab Ansari S/O Abdul Gani

3)Mustakin Ansari S/O Jamil Ansari

All Accused persons resident of Village- Aabatand, Banka

Date of Final Order:29th 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:Md. Azam Sayeed, Ld. Adv.

ORDER

Heard both sides. This Case has been placed before this court for order under sec 232 of Crpc as from perusal of record, it transpires that four witnesses have been examined and all 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	24.05.2012
2	Date of filing of chargesheet	30.06.2013
3	Date of cognizance	13.08.2012
3	Date of Charge [Sec 395,412 of IPC]	28.02.2014
4	Date of closing of evidence	17.01.2026

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

1	Date of order of issuance of summons to witnesses	04.04.2017
2	Bailable warrant to witnesses	19.03.2020
3	Non bailable warrant to witnesses	07.12.2024
4	Dasti summons to APP and Last chance	17.05.2025 & 06.10.2025

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. Four 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 persons named above are hereby acquitted of the all the charges. The accused and their 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
29.04.2026**