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In the Court of Additional Sessions Judge-II, Begusarai
Presiding Judge:- Sri Brajesh Kumar Singh

ST. No. - 990/2011

Order
13.07.2026

Appearances:- Awadh Singh, accused in person.
Gopal Kumar, accused in person.
Urmila Devi, accused in person.
Sri Rajiv Bharti, Ld. counsel for the accused persons.
Sri R.P. Yadav, Ld. Addl. P.P.

1) Today, the application dated 20.05.2026 filed on behalf of the accused persons for admitting the three (3) documents, i.e. (i) original death certificate evidencing the death of Khushbu Singh dated 09.03.2010, (ii) dying declaration recorded by Executive Magistrate, Bharuch, Gujarat, and station diary entry no-04/2010 which includes the contents of the case diary, and inquest report of Khushbu Singh has been taken up for hearing. Ld. Addl. P.P has submitted that there is no need to file rejoinder to the above application, he has orally opposed the admission of the aforesaid documents.

2) Ld. counsel for the accused persons has submitted that the abovesaid documents are relevant documents inasmuch as the accused persons have taken the plea of alibi. As per Ld. counsel for the accused persons, without admission of these documents, the accused shall not be able to defend their cases.

3) I have perused the documents. I have perused the other records as well. The accused persons have taken the plea of alibi. In the depositions, they have made suggestions in that perspective. The documents are original, and issued by the competent authority. In my opinion, the documents are innocuous in nature, therefore, no prejudice would be caused, if the document be admitted on behalf of the accused persons for the effective defence of the accused persons. Let the document be exhibited as A-1 to A-3 respectively.

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4) Ld. counsel for the accused submits that on behalf of the accused, no more documents are required to be admitted, hence, as per Ld. counsel for the accused, D.E be closed. In view of above submissions, let the D.E be closed.

5) Ld. counsel for the accused persons has submitted that the accused-Gopal is employed in Gujarat for his living, and the accused-Urmila Devi is an old lady, therefore, it becomes difficult for them to attend all the proceeding in the court physically. In view of the Gopal's employment in Gujarat, and the another accused-Urmila Devi, being old lady, and also looking into the track record of the accused persons, and with the condition that the accused-Gopal and accused-Urmila Devi shall remain well-represented in the case through their lawyer, I hereby exempt them from their physical appearance in the court; however, they are directed to appear on the date of pronouncement of the judgment.

6) Put up this case on **30.07.2026** for the arguments on behalf of the accused persons.

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(Brajesh Kumar Singh)
Add. Sessions Judge-II, Begusarai
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