

**In the Court of Addl. Sessions Judge, Manjhaul (Begusarai)
District-Begusarai (Bihar)**

**[As per Gazettee Notification: Agenda and Corrigenda to Criminal
Court Rules of the High Court of Judicature at Patna (Volume-I) (Third
Edition) C.S. No-98, Published as 5 Agrahayana 1943 (s) Patna, Friday,
26th November, 2021]**

Present:		Sanjay Kumar Singh Addl. Sessions Judge, Manjhaul (Begusarai)
		Date- 17.03.2026 Sessions Trial No-464/2024
		[Arising out of Khodawandpur (Chhaurahi O.P) P.S. Case No- 167/2023 registered for the offences punishable u/s-341, 323, 325, 354D, 308, 379, 504, 34 of IPC.]
Complainant/ Informant	:	State of Bihar through informant Chandrarekha Devi, w/o-Vinay Yadav, r/o-vill-Bajitpur, P.O- Purpathar, Ward No.- 02, P.S-Khodawandpur(Chhaurahi O.P), District-Begusarai
Represented by	:	Shri Rakesh Kumar, Id. A.P.P
Accused	:	1. Ravindra Kumar Yadav, aged about-30 yrs, s/o- Suresh Yadav 2. Nitish Kumar, aged about-26 yrs, s/o-Ramesh Yadav 3. Ramesh Yadav, aged about-60 yrs, s/o-Bhola Yadav 4. Suresh Yadav, aged about-60 yrs, s/o-Bhola Yadav All are r/o-vill-Bajitpur, P.S-Chhaurahi, District- Begusarai
Represented by	:	Md. Shakeel Ahmad, Id. Adv.

FORM-B

Date of offence	:	03.06.2023
Date of FIR	:	04.06.2023
Date of Charge-sheet	:	Charge Sheet Sl. No-273/2023 dated 30.09.2023
Date of Cognizance	:	02.03.2024
Date of framing of charge	:	10.09.2024
Date of commencement of evidence	:	13.11.2024
Date of statement	:	18.02.2026
Date of Judgement	:	17.03.2026
Date of Sentencing Order, if any	:	N/A

Accused Details

Rank of the accused	A/1 to A/4
Name of the accused	1. Ravindra Kumar Yadav 2. Nitish Kumar 3. Ramesh Yadav 4. Suresh Yadav
Date of arrest	A/1 to A/4- 02.09.2023
Date of release on bail	A/1 to A/4- 02.09.2023
Offence charged with	u/s- 308/34, 323/34, 341/34, 354D/34, 379/34, 504/34, 506/34 of I.P.C.
Whether acquitted or convicted	Acquitted
Sentence imposed	N/A
Period of detention undergone during trial for purpose section 428 Cr.P.C.	N/A

List of Prosecution/Defence/Court Witnesses**A. Prosecution**

Rank	Name	Nature of evidences [eye witness, police witness, expert witness, medical witness, panch witness and other witness]
PW-1	Chandrarekha Devi	Informant
PW-2	Ramvilas Yadav	Hostile
PW-3	Vinay Yadav	Eye witness
PW-4	Rampravesh Yadav	Eye witness

B. Defence

Rank	Name	Nature of evidences [eye witness, police witness, expert witness, medical witness, panch witness and other witness]

List of Prosecution/Defence/Court Exhibits**A. Prosecution**

Sr. No.	Exhibit Number	Description
NO DOCUMENT IS EXHIBITED FROM THE SIDE OF PROSECUTION		

B. Defence Exhibits

Sr. No.	Exhibit Number	Description

NO DOCUMENT IS EXHIBITED FROM THE SIDE OF DEFENCE

C. Court Exhibits

Sr. No.	Exhibit Number	Description
NO DOCUMENT IS EXHIBITED AS THE COURT EXHIBITS		

[The case record transferred to this court vide Order No-185(Misc.) dated 27.07.2023 of the Id. District and Sessions Judge, Begusarai and received in this court on 28.06.2024]

JUDGMENT

1. Above named four accused persons Ravindra Kumar Yadav, Nitish Kumar, Ramesh Yadav and Suresh Yadav are facing trial u/s- 308/34, 323/34, 341/34, 354D/34, 379/34, 504/34, 506/34 of I.P.C.

Prosecution Case

2. The brief case of the prosecution is in written report of one Chandrarekha Devi who stated that on 03.06.2023 at about 11.00 am she was going to visit her farm. She saw her villagers Ramesh Yadav, Nitish Kumar, Suresh Yadav, Ravindra Yadav were extracting soil from her farm. The informant raised objection why the accused extracting soil then they threw her on the ground by her hair and started misbehaving with her. On hearing her shouts when her husband and her bhaisur came to save her, the accused also assaulted them with iron rod. As a result, the informant's husband sustained head injury and fell on the ground with pool of blood. They snatched 32000/ rupees from him. Her bhaisur also got injured. The injured got treated at PHC Chhaurahi and from there they referred to Sadar Hospital Begusarai for better treatment.

Investigation

3. On the basis of written application dated 04.06.2023 of informant Chandrarekha Devi, Khodawandpur(Chhaurahi O.P) P.S. Case No-167/2023, u/s- 341, 323, 325, 354D, 308, 379, 504, 34 of IPC was registered against F.I.R. named accused persons Ravindra Kumar Yadav, Nitish Kumar, Ramesh Yadav and Suresh Yadav. After investigation, police submitted charge-sheet u/s- 341, 323, 354D, 308, 379, 504, 506, 34 of IPC against above named accused persons. On the basis of charge-sheet, the Ld. S.D.J.M., Manjhaul, took cognizance on 02.03.2024 and kept in personal file for commitment. Thereafter he committed the case to the Court of Sessions for trial.

Charge

4. On 10.09.2024 the charge was framed against the above-named accused persons. The charges were read over and explained to the accused persons in Hindi to which they pleaded not guilty and claimed to be tried.

Statement of Accused

5. The statement of accused persons have been recorded on 18.02.2026 and the defence of the accused is that they have not committed any offence and they have falsely been implicated in this case.

Point for determination

6. Now the point for determination before me is whether the prosecution has been able to prove the charge levelled u/s- 308/34, 323/34, 341/34, 354D/34, 379/34, 504/34, 506/34 of I.P.C. against the accused persons beyond the shadow of all reasonable doubts or not?

Findings

7. Prosecution has altogether examined four witnesses to substantiate its case i.e. PW-1-Chandrarekha Devi, PW-2-Ramvilas Yadav, PW-3-Vinay Yadav and PW-4-Rampravesh Yadav.

No other oral or documentary evidence has been adduced on behalf of the prosecution. The defence has also not adduced any evidence on its behalf.

8. Now, I shall discuss all the evidences available on the record, in the light of charge levelled against the accused persons.

9. **PW-1 Chandrarekha Devi** stated in her chief examination that she is the informant of the case. The occurrence took place 1½ years ago at 11.00 am. At that time, she was going to see her farm. Then Ramesh Yadav, Suresh Yadav, Ravindra Yadav, Nitish Kumar altogether assaulted and injured her. When her husband Vinay Yadav and Bhaisur Rampravesh Yadav came to save her, they also assaulted and injured them. She got treated at PHC Chhaurahi. Thereafter, she went to police station and submitted a written application upon which she put her thumb impression. The witness further identified the accused Ramesh Yadav present in the court and

claimed to identify those who had not come. But in her cross examination she stated that there was huge crowd at the time of alleged occurrence so, she cannot say who beat her and who was saying what? She also stated that she couldn't even tell who came from where and went where?

10. PW-2 Ramvilas Yadav has been declared hostile by prosecution as he has not supported the case of prosecution.

11. PW-3 Vinay Yadav stated in his chief examination that occurrence took place two years ago at 11:00 am. His wife was going to see her farm. On the way accused persons assaulted her. When he and his brother Rampravesh Yadav came to save her. The accused also assaulted them. He received treatment at PHC Chhaurahi. The witness identified the accused Ramesh Yadav present in the court and claimed to identify others who had not come. But in his cross-examination, the witness stated that there was huge crowd at the alleged day of occurrence. He cannot say who assaulted him rather due to fell down, he received injury in his head. The accused did neither snatch anything nor rupees from anyone. He cannot even say who assaulted his brother.

12. PW-4 Rampravesh Yadav stated in his chief examination that the occurrence took place two years ago at 11:00 am his Bhabho Chandrekha Devi was going to see her farm then accused persons Ramesh Yadav, Nitish Kumar, Suresh Yadav, Ravindra Yadav all started beating her. When he and his brother Vinay Yadav rushed to save her, they also assaulted and injured them. He received treatment at PHC Chhaurahi. He identified the accused Ramesh Yadav present in the court and claimed to identify others who had not come. But he stated in his cross-examination that there was huge crowd on the spot on the day of alleged occurrence so, he fell down and received injury. No one assaulted him or his brother. No any accused had taken anything.

13. After hearing the argument laid down on behalf of both the parties and from perusal of evidence available on record it appears that the prosecution has produced and examined altogether four witnesses in the case out of which PW-1 is informant of the case, PW-2 has been declared hostile, PW-3 is husband of the informant and PW-4 is Devar of informant. Although the witnesses have supported the case of prosecution in their chief examination but they stated in their cross-examination that there was huge crowd on the spot at alleged day of occurrence so they cannot say who assault them rather due to fell down they sustained injury. No any accused facing trial had taken anything. As such the evidence tendered by the witnesses are neither cogent nor reliable and also not in tune with probabilities of the occurrence. Hence, the prosecution has miserably failed to prove the case as alleged.

14. So after carefully perusal of the case record, considering the material available on the record and in view of facts and circumstances of the case I am of the opinion that the prosecution has not been able to establish the alleged charges against the accused persons beyond all reasonable doubts. Accordingly, the above-named accused persons facing trial in this case are hereby acquitted for the charge punishable u/s- 308/34, 323/34, 341/34, 354D/34, 379/34, 504/34, 506/34 of I.P.C. Since the accused persons are already on bail, hence their bailors are also discharged from the liability of their respective bail bonds. O.C. is directed to recall all the process issued, if any.

Pronounced in Open Court by me

Dictated and corrected

(Sanjay Kumar Singh)
Addl. Sessions Judge,
Manjhaul, Begusarai
Dated-17.03.2026

(Sanjay Kumar Singh)
Addl. Sessions Judge,
Manjhaul, Begusarai
Dated-17.03.2026

Date of Judgment / Order	17.03.2026
Date of Reserving Judgment / Order	17.03.2026
Uploading Date	23.03.2026
Uploaded by	Md. Zeeshan Ali Ahmad