

In the Court of S.D.J.M., Manjhaul (Begusarai)
G.R. No.-31/2020
Khodawandpur P.S. Case No.-34/2020
Reg No.- 31/2020

01.07.2020

The record has been fixed for cognizance. The investigating officer has filed the final form disclosing the commission of non-cognizable offence under Section 504 of the IPC against the accused persons.

On perusal of the FIR, it appears that the informant Domi Sahni has got registered the FIR against the accused persons namely Ram Kumar Sahni, Krishna Sahni, Kanhaiya Sahni, Jitendra Sahni and Amit Sahni alleging the commission of offence under Sections 448, 341, 323 and 379/34 of the IPC. On perusal of the case diary, it appears that the informant vide para-4 of the case diary in his re-statement has supported his case stating that the accused persons are his neighbours and due to putting a gate and roof over the land of informant they have committed "marpit" with the son of the informant. Vide para-6 of the case diary, the injured Vinod Sahni has stated that the accused Kanhaiya Sahni entered into his "angan" (premises) of the house and started abusing him. On resistance the accused assaulted him with 'iron rod' (garasa) on his forehead. Likewise, vide para-7 of the case diary the witness Rekha Devi has supported the case of the informant regarding the commission of the "marpit". Further, vide para-15, 17 and 18 of the case diary, there is sufficient material on the record to establish that the accused persons have committed "marpit" with the informant and his son. Original injury report is also on the record which establishes that the injured Vinod Sahni has been caused injury by the accused persons. In view of the material available on the record, there is sufficient ground to proceed against the accused persons, namely, Ram Kumar Sahni, Krishna Sahni, Kanhaiya Sahni, Jitendra Sahni and Amit Sahni under Sections 448, 341 and 323/34 of the IPC. Accordingly, cognizance of the offence under the aforesaid Sections are hereby taken against the aforesaid accused persons. Office clerk is directed to issue summons to the accused persons for their appearance.

S.D.J.M., Manjhaul