

IN THE COURT OF A.C.J.M-I, MANJHAUL, BEGUSARAI

CHERIYABARIYARPUR P.S. CASE NO. 254/2022

G.R Case No.261/ 2022, Reg. No- 624/2022

State vs Rakesh Yadav

DATE	ORDER	REMARKS
21-05-2026	All the accused namely 1. Rakesh Kumar @ Rakesh Yadav , 2. Ramdev Yadav, 3. Ajit Kumar @ Ajit Yadav are present today along with their Learned Advocate. Prosecution is also present through Ld. A.P.O This case arises on the basis of written Information given by Rani Devi on 25-09-2022. The then learned court of the A.C.J.M took cognizance of offence under sections 447, 341, 323, 354(A), 379, 504, 506/34 of IPC by the order dated 16.02.2024 against all the abovenamed accused persons. Appearance of all accused secured on 15.03.2024 and record was kept for framing of charge. Charge was framed u/s- 447, 341, 323, 354(A), 379, 504, 506/34 of IPC and explained to accused persons which was denied by them on 05.07.2024. Thereafter record was kept for adducing evidence. From 23.08.2024 case is on Prosecution evidence till 04.05.2026. The summons for witness was issued on 05.07.2024. B.W was issued on 18.10.2024.N.B.W was issued on 05.12.2025.Despite issuing processes and providing ample opportunities, Prosecution failed to produce any witness. So last chance was given on 21.04.2026 and prosecution evidence was closed on dated 04.05.2026. Perused the record. During trial, the prosecution has not produced any witnesses. The prosecution has also not produced any documentary evidence. Accused Person also did not produce any oral or documentary evidence in his favour. Before entering into the detailed discussion, it would not be out of place to mention the fact that, in a criminal trial, the prosecution must stand on its own leg and must positively prove the guilt of the accused beyond reasonable doubt. The prosecution cannot claim to do so by claiming weaknesses in the story of the defence. The burden of proving the guilt of the accused lies on the prosecution. The prosecution has failed to examine the Informant, victims,	

other witnesses, and IO of the case. Prosecution has also not produced any witness in its support. Prosecution did not file any petition or requested the court for granting time to examine them.

Thus, the evidence, on record, is not sufficient for fastening the accused with criminal liability. The prosecution has failed to prove the case beyond reasonable doubts.

Since the prosecution has failed to nail the guilt of the accused, hence it failed to prove the charges for want of any evidence. In the result the following orders are passed:

ORDERS

The accused namely, **1. Rakesh Kumar @ Rakesh Yadav , 2. Ramdev Yadav, 3. Ajit Kumar @ Ajit Yadav** is **acquitted** of all the charges levelled against him on the ground of no evidence.

The accused persons as well as their bailors / sureties are discharged from their respective liabilities as to their bail bonds. The court pronounced the order in open court and read over to the party.

O/c is directed to consign the record in record room within stipulated time.

(Dictated)

Sd/-

(AWANINDRA PRAKASH)

A.C.J.M-I

Manjhaul

Date of judgment/ Order	21.05.2026
Date of Reserving judgment/ Order	NA
Uploading Date	22.05.2026
Uploaded by	Anant Kumar (Steno)