

FORM A

In the Court of 1st Additional Sessions Judge, Bhojpur at Ara

Present:-

Sri Sailendra Kumar Panda , B.S.J.S.

LL.M.

1st Additional Sessions Judge.
Bhojpur at Ara.

Ara , Dated 19th June 2026.



S.C/ S.T. Case No.135/2020.

(SC/ST P.S.Case No-42/20 dated 03.06.2020)

BRBJ010033832020

12
19.6.2026

Complainant.	State of Bihar (Informant – Veer Kunwar Paswan)
REPRESENTED BY	Ld.Sp.P.P.Satyendra Kumar Singh.
Accused No.1.	Kariya Singh @ Buchu Singh, aged about 46 yrs, S/o Rajdeo Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur.
Accused No.2.	Kuku Singh @ Omji Singh, aged about 25 yrs, S/o Buchul Singh. Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.3.	Ankit Singh, aged about 25 yrs, S/o Bulchul Singh. Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.4.	Sunil Singh @ Sumit Kumar Singh, aged about 26 yrs, S/o Late Butan Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.5.	Praduman Singh, aged about 26 yrs, S/o Late Butan Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.6.	Jaynath Singh @ Ompraksh Singh, aged about 57 yrs, S/o Late Ram Vachan Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.7.	Manoj Singh @ Govind Singh, aged about 44 yrs, S/o Late Kameshwari Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.8.	Chhotu Singh, aged about 24 yrs, S/o Govind Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
Accused No.9.	Vikas Singh, aged about 28 yrs, S/o Sumesh Singh, Resident of Village- Paiga, P.S.- Barhara, District-Bhojpur
REPRESENTED BY	Ld.Adv..

FORM B

Date of Offence	02.06.2020.
Date of FIR	03.06.2020.
Date of Charge sheet	31.03.2021.
Date of Framing of Charges	06.06.2026.
Date of commencement of evidence.	Two witnesses examined on 05.06.2026.
Date on which judgment is reserved	No.
Date of the Judgment	19.06.2026.
Date of Sentencing Order, if any	N.A.

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State.....versus.....Kariya Singh and 8 others accused persons.

Accused details

Rank of the Accused	Name of accused.	Date of Arrest	Date of Release on Bail	Offences Charged with	Whether Acquitted or convicted	Sentence Imposed	Period of Detention Undergoing during Trial for purpose of section 428Cr.P.C.
1.	Kariya Singh @ Buchu Singh.	5-6-20	12-6-20	147, 341/149, 323/149, 324/149, 337/149, 504/149 IPC R/W 3(1) (r)(s), 3(2)(va) of SC/ST Act.	acquitted	N.A.	N.A.
2.	Kuku Singh @ Omji Singh.	16-10-20	16-10-20	Same as above	Acquitted	N.A.	N.A.
3.	Ankit Singh.	16-10-20	16-10-20	Same as above.	Acquitted	N.A.	N.A.
4.	Sunil Singh @ Sumit Kumar Singh.	16-10-20	16-10-20	Same as above.	Acquitted	N.A.	N.A.
5.	Praduman Singh.	16-10-20	16-10-20	same as above	acquitted	N.A.	N.A.
6.	Jaynath Singh @ Om Prakash Singh.	16-10-20	16-10-20	Same as above	Acquitted	N.A.	N.A.
7.	Manoj Singh @ Govind Singh.	16-10-20	16-10-20	Same as above	Acquitted	N.A.	N.A.
8.	Chhotu Singh.	16-10-20	16-10-20	Same as above	Acquitted	N.A.	N.A.
9.	Vikas Singh.	16-10-20	16-10-20	same as above	acquitted	N.A.	N.A.

PROSECUTION WITNESSES :

RANK	NAME	NATURE OF EVIDENCE
P.W.1	Veer Bahadur Paswan.	Hostile witness.
P.W.2	Veer Keshwar Paswan.	Hostile witness.

B. DEFENCE WITNESSES : No

LIST OF EXHIBITS

Prosecution :

Sr.No	Exhibit Number	Description
1.	Nil.	Nil.

Defence :

Sr.No	Exhibit Number	Description
Nil	Nil	Nil

JUDGMENT

1. The accused persons namely (1) Kariya Singh @ Buchu Singh , (2) Kuku Singh @ Omji Singh, (3) Ankit Singh, (4) Sunil Singh @ Sumit Kumar Singh, (5) Praduman Singh, (6) Jaynath Singh@ Om Prakash Singh, (7) Manoj Singh @ Govind Singh, (8) Chhotu Singh and (9) Vikas Singh stood charge to face for trial of offence punishable U/s.147, 341/149, 323/149, 324/149, 337/149, 504/149 IPC R/W 3(1)(r)(s) , 3(2)(va) of SC & ST (Prevention of Atrocities) Act.

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2. The case of prosecution started on the written application of Veer Kunwar Paswan. On receipt of the aforesaid written report, a police case was registered i.e. SC/ST P.S. Case No-42/20 dated 03.06.2020 of offences punishable U/s.147/149/341/324/504/506 I.P. Code R/W U/s.3(1)(r)(s) of S.C. & S.T. (Prevention of Atrocities) Act. Police caused investigation into the same. Police(I.O.) visited to the spot, recorded the statements of the informant and witnesses. After completing investigation, police submitted charge sheet i.e. vide C.S.No- 19/21 dated 31.03.2021 of offence U/s.147/149/323/341/324/337/504 I.P. Code R/W U/s.3(1)(r)(s), 3(2)(va) of S.C. & S.T. (Prevention of Atrocities) Act against the accused persons namely (1) Kariya Singh @ Buchu Singh, (2) Kuku Singh @ Omji Singh, (3) Ankit Singh, (4) Sunil Singh @ Sumit Kumar Singh, (5) Praduman Singh, (6) Jaynath Singh @ Om Prakash Singh, (7) Manoj Singh @ Govind Singh, (8) Chhotu Singh and (9) Vikas Singh, finding the fact is true.

3. The learned Court took cognizance of offences. Thereafter, provided relevant copies i.e. police papers to the accused persons required as per statutory provision.

4. Upon consideration of the materials on record as well as relevant documents and after hearing the submissions of the learned counsel of the parties on the point of consideration of charge, finding the ground for presuming that the accused persons namely (1) Kariya Singh @ Buchu Singh, (2) Kuku Singh @ Omji Singh, (3) Ankit Singh, (4) Sunil Singh @ Sumit Kumar Singh, (5) Praduman Singh, (6) Jaynath Singh @ Om Prakash Singh, (7) Manoj Singh @ Govind Singh, (8) Chhotu Singh and (9) Vikas Singh committed offences U/s.147, 341/149, 323/149, 324/149, 337/149, 504/149 IPC R/W 3(1)(r)(s), 3(2)(va) of SC & ST (Prevention of Atrocities) Act, framed formal charge against them. Accusation of the said charges read over and explained to the accused persons, to which, they pleaded not guilty and claimed to be tried.

5. During the course of trial, 2(two) witnesses were examined and cross-examined. Prosecution failed to exhibit any document. Informant was died during trial.

After examination of P.W.2, a petition filed on behalf of the accused persons to close the prosecution evidence. The learned counsel submitted that both the witnesses turned hostile. Informant was already died. Calling other witnesses will be only wastage of time. The present case is pending since the year 2020.. So if the evidence of the prosecution is closed, accused persons will not be prejudice. Hence, prayed to close the prosecution evidence. Copy provided to Spl.P.P.

Perused the record, Informant died. His name has been deleted vide order dated 05.06.2026. P.W.1 and P.W.2 did not support the case of prosecution. No one in this world will prove the case except the victim. Hence, in the interest of justice, the evidence of the prosecution is hereby closed.

On the other hand, to negate the prosecution case, the defence neither examined any witness nor exhibited any documents to prove their innocence in the aforesaid case.

6. The accused person has in their statements U/s.313 Cr.P.C. only denial of the occurrence and pleaded innocence.

7. The point for consideration before this Court is whether the prosecution has been able to prove the charges leveled against the accused persons beyond all reasonable doubt?

8. **P.W.1. Veer Bahadur Paswan** stated in his examination -in-chief that Veer Kunwar Paswan is his younger brother. He has no knowledge about the occurrence. Police have not recorded his statement. He identified all the accused persons. He identified Kariya Singh, Kuku Singh, Ankit Singh, Sunil Singh, Praduman Singh, Jaynath Singh, Manoj Singh, Chhotu Singh and Vikas Singh. Prosecution

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declared him hostile. He denied that he stated the facts to Police. He denied that he falsely deposed on the collusion with accused persons.

During cross-examination of defence, he stated that Veer Kunwar Paswan died on dated 12.11.2024. Before his brother death, his brother told him that he had lodged the case against the accused persons under a mistaken belief. He also instructed him to appear before the court and enter into a compromise. He identified the accused persons as they are from neighbor village. He deposed voluntarily.

9. **P.W.2. Veer Keshar Paswan** stated in his examination -in-chief that Veer Kunwar Paswan is his younger brother. He has no knowledge about the occurrence. Police have not recorded his statement. He identified all the accused persons. He identified Kariya Singh, Kuku Singh, Ankit Singh, Sunil Singh, Praduman Singh, Jaynath Singh, Manoj Singh, Chhotu Singh and Vikas Singh. Prosecution declared him hostile. He denied that he stated the facts to Police. He denied that he falsely deposed on the collusion with accused persons.

During cross-examination of defence, he stated that Veer Kunwar Paswan died on dated 12.11.2024. Before his brother death, his brother told him that he had lodged the case against the accused persons under a mistaken belief. He also instructed him to appear before the court and enter into a compromise. He identified the accused persons as they are from neighbor village. He deposed voluntarily without fear or pressure.

10. (i) This being the state of evidence of the prosecution witnesses, it is now time to analysis the entire evidence on record. In this case the evidence of informant is very important. He is author in this case. But, the fact of regret is that informant was died prior to adducing his evidence. Another two witnesses turned hostile. Hence, I hereby discuss/analysis below, the evidence of both the witnesses as stated before this court to reach the conclusion of this case.

(ii) P.W. 1 and P.W.2 did not support the case of prosecution. Both the witnesses turned hostile by prosecution. Police have not recorded their statements. In this way, the evidence of both witnesses did not support the case of prosecution.

11. It is admitted that once a charge is framed, the onus is heavy on the prosecution to prove its case beyond all reasonable doubt and any act or deficiency on the part of the accused persons cannot be banked to wriggle out from discharge of the burden or the onus as the case may be.

12. It is pertinent to mention that prosecution case cannot stand basing any imaginary story. It should passed through the touch stone of credibility. In this case there is no any single evidence found against the accused persons. Neither any direct nor any circumstantial evidence available against any of the accused persons. In this way, prosecution absolutely failed to prove the case structure of the criminal justice system is raised.

13. Thus, on a conspectus of the evidence on record, this Court comes to the conclusion that ,prosecution absolutely failed to prove its case against the accused persons namelynamely (1) Kariya Singh @ Buchu Singh , (2) Kuku Singh @ Omji Singh, (3) Ankit Singh, (4) Sunil Singh @ Sumit Kumar Singh, (5) Praduman Singh, (6) Jaynath Singh@ Om Prakash Singh, (7) Manoj Singh @ Govind Singh, (8) Chhotu Singh and (9) Vikas Singh of offences U/s.147, 341/149, 323/149, 324/149, 337/149, 504/149 IPC R/W 3(1)(r)(s) , 3(2)(va) of SC & ST (Prevention of Atrocities) Act. For (1) Kariya Singh @ Buchu Singh , (2) Kuku Singh @ Omji Singh, (3) Ankit Singh, (4) Sunil Singh @ Sumit Kumar Singh, (5) Praduman Singh, (6) Jaynath Singh@ Om Prakash Singh, (7) Manoj Singh @ Govind Singh, (8) Chhotu Singh and (9) Vikas Singh found not guilty of offences U/s.147, 341/149, 323/149, 324/149, 337/149, 504/149 IPC R/W 3(1)(r)(s) , 3(2)(va) of SC & ST (Prevention of Atrocities) Act. So, they are acquitted U/s.235(1) Cr.P.C.

The acquitted persons are on bail during trial. They be set at liberty forthwith.

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The judgment is pronounced in the open Court today on this the 19th June, 2026 given under my hand and seal of this Court.

Typed & corrected by me.

Sailendra Kumar Panda
1st Addl. Sessions Judge, 19.6.2026
Bhojpur at Ara.

Sailendra Kumar Panda
19.6.2026
1st Addl. Sessions Judge,
Bhojpur at Ara.

