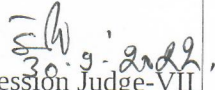


**In the Court of Additional Sessions Judge – VII,
Civil Court, Bhojpur (Ara), Bihar. 802301.
Session Trial No. 215 of 2022
Md. Kalim & Ors. Vs. State of Bihar**

Date of order	Order with initials of the Judge.	Remarks
<u>30.09.2022</u>	The case was listed today for order on the petition filed under Section 227 of the Code of Criminal Procedure, seeking discharge on behalf of the accused persons namely Md. Kalim and Md. Saddam in Bihiyan P.S. Case No. 289 of 2021 registered under Sections 147, 149, 341, 323, 324, 379, 307, 336, 447, 504 of IPC where Section 302 of IPC has subsequently been added by order of Ld. Lower Court dated 23.08.2021. Heard learned counsel appearing on behalf of the accused persons Sri Nand Kishor Singh and the learned APP for the State, Sri Dadan Prasad Srivastava and perused the case record including the case diary filed with the charge sheet. In the present case, there are specific and grave allegations against the above named accused persons and in the FIR the above named persons along with other co-accused persons came at the door of informant with sharp cutting weapons and started abusing the informant and attacked on the husband of the informant and Md. Kalim assaulted the informant's husband by sword on his head causing injury and Salman also assaulted him by iron rod from the back of his head due to which the informant's husband fell down and became unconscious and when the brother-in-law of informant came to rescue he was also assaulted by him by farsha causing injury and other co-accused persons snatched away golden chain from the informant and anyhow injured persons were taken to hospital where Mustaq Ahmad was referred to P.M.C.H. Patna for better treatment and – a fact which can be looked into ascertained, only at the time of trial. The accused persons have been charge-sheeted and their case is committed in this court for offence punishable under Sections 147, 148, 149, 341, 323, 324, 307, 336, 447, 302, 504 of IPC. Thus, a prima facie case is made out against the accused persons. I have heard both the sides, perused the case record including the case diary and charge-sheet. On perusal of case record, there appears to be sufficient ground for proceeding against the accused persons and no case for discharge is made out against these petitioners at this stage. Thus, the present discharge petition of the above named accused persons namely Md. Kalim and Md. Saddam are hereby rejected.  Additional Session Judge-VII Ara, Bhojpur. 30.09.2022	