

**FORM A**

**IN THE COURT OF SRI. PRABHAT**  
**S.D.J.M., Biraul**

**DISTRICT – Darbhanga(BIHAR)**  
**Sub Division- Biraul**

**PRESENT : SRI PRABHAT,**  
**S.D.J.M., Biraul**

**DATE OF JUDGEMENT- 09-06-2026**  
**G.R. No. :- 181 of 2006**  
**Trial No:- 250/2023**  
**Kuseshwar Asthan P.S. No. 42/2006**

|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
|----------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| INFORMANT      | STATE OF BIHAR<br>(Through Informant <b>Amit Kumar</b><br>S/o- Radhe Paswan)<br>(R/o – At : Rampur Rauta, P.S.- K.Asthan & District :<br>Darbhanga)                                                                                                                                                                                                                                                                                                                 |
| REPRESENTED BY | Ld. S.D.P.O. Biraul                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| ACCUSED        | <b>A1 – Vino Paswan</b> a/a – 62 Yrs<br>S/o- Vangar Paswan<br><b>A2 – Vipat Paswan</b> a/a –72 Yrs<br>S/o- Raghunandan Paswan<br><b>A3 – Sikandar Paswan</b> a/a – 44 Yrs<br>S/o- Raghunandan Paswan<br><b>A4 – Sagar Paswan</b> a/a – 57 Yrs<br>s/o- Yogendra Paswan<br><b>A5 – Sanoj Paswan</b> a/a – 48 Yrs<br>S/o- Shivan Paswan<br><b>A6 – Pavitar Paswan</b> a/a – 69 Yrs<br>D/o- Sukho Paswan<br>All R/o – At : Mazrahi, P.S.- Jalaiee & District : Saharsa) |
| REPRESENTED BY | R.P Sudhir Kumar, ld. Advocate                                                                                                                                                                                                                                                                                                                                                                                                                                      |

**FORM B**

|                                           |            |
|-------------------------------------------|------------|
| Date of Offence                           | 17-04-2006 |
| Date of FIR                               | 17-04-2006 |
| Date of Charge sheet                      | 31-05-2012 |
| Date of Cognizance                        | 01-03-2013 |
| Date of Framing of Charges/<br>Accusation | 07-05-2025 |
| Date of Commencement of Evidences         | 08-07-2025 |
| Date on which evidence is closed          | 20-02-2026 |
| Date on which Judgment is reserved        | N/A        |
| Date of the Judgment                      | 09-06-2026 |
| Date of the Sentencing Order, if any      | N/A        |

**Accused Details:**

| Rank<br>of the<br>Accused | Name of<br>the<br>Accused | Date of<br>Arrest/<br>Custody | Date of<br>Release on<br>Bail | Offence<br>Charged<br>With U/S<br>341, 323,<br>504/34<br>I. P. C. | Whether<br>Acquitted<br>or<br>convicted | Period of Detention<br>Undergone during<br>Trial for purpose of<br>section<br>428, Cr. P. C. |
|---------------------------|---------------------------|-------------------------------|-------------------------------|-------------------------------------------------------------------|-----------------------------------------|----------------------------------------------------------------------------------------------|
| 1.                        | Vino Paswan               | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |
| 2.                        | Vipat Paswan              | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |
| 3.                        | Sikandar<br>Paswan        | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |
| 4.                        | Sagar Paswan              | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |
| 5.                        | Sanoj Paswan              | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |
| 6.                        | Pavitar<br>Paswan         | Nil                           | 04-03-2025                    | --Do--                                                            | Acquitted                               | Nil                                                                                          |

**FORM C**

**LIST OF PROSECUTION /DEFENCE/COURT WITNESS**

**A. Prosecution**

| <b>RANK</b> | <b>NAME</b> | <b>NATURE OF EVIDENCE</b><br>(EYE WITNESS , POLICE WITNESS,EXPERT WITNESS,<br>MEDICAL WITNESS, PANCH WITNESS, OTHER<br>WITNESS) |
|-------------|-------------|---------------------------------------------------------------------------------------------------------------------------------|
| PW1         | Nil         | -                                                                                                                               |
| PW2         | Nil         | -                                                                                                                               |

**B. Defence Witnesses, if Any**

| <b>RANK</b> | <b>NAME</b> | <b>NATURE OF EVIDENCE</b><br>(EYE WITNESS , POLICE WITNESS,EXPERT WITNESS,<br>MEDICAL WITNESS, PANCH WITNESS, OTHER<br>WITNESS) |
|-------------|-------------|---------------------------------------------------------------------------------------------------------------------------------|
| DW1         | Nil         | -                                                                                                                               |
| DW2         | Nil         | -                                                                                                                               |

**C. Court Witnesses, if any:**

| <b>RANK</b> | <b>NAME</b> | <b>NATURE OF EVIDENCE</b><br>(EYE WITNESS , POLICE WITNESS,EXPERT WITNESS,<br>MEDICAL WITNESS, PANCH WITNESS, OTHER<br>WITNESS) |
|-------------|-------------|---------------------------------------------------------------------------------------------------------------------------------|
| CW1         | Nil         |                                                                                                                                 |
| CW2         | Nil         |                                                                                                                                 |

## LIST OF PROSECUTION/DEFENCE/COURT EXHIBITS.

### A. Prosecution:

| Sr. No. | Exhibit Number   | Description |
|---------|------------------|-------------|
| 1       | Exhibit P-1/ PW1 | Nil         |
| 2       | Exhibit P-2/ PW2 | Nil         |

### B. Defence:

| Sr. No. | Exhibit Number   | Description |
|---------|------------------|-------------|
| 1       | Exhibit D-1/ DW1 | Nil         |
| 2       | Exhibit D-2/ DW2 | Nil         |

### C.Court Exhibits:

| Sr. No. | Exhibit Number   | Description |
|---------|------------------|-------------|
| 1       | Exhibit C-1/ CW1 | Nil         |
| 2       | Exhibit C-2/ CW2 | Nil         |

### D. Material Objects:

| Sr. No. | Material Object Number | Description |
|---------|------------------------|-------------|
| 1       | MO1                    | Nil         |
| 2       | MO2                    | Nil         |

**-: JUDGEMENT :-**

1 The above named accused persons namely- **1. Vino Paswan** S/o Vangar Paswan age 62 years, **2. Vipat Paswan** S/o- Raghunandan Paswan age 72 years, **3. Sikandar Paswan** S/o- Raghunandan Paswan age 44 years, **4. Sagar paswan** s/o- Yogendra Paswan age 57years, **5. Sanoj Paswa** S/o- Shivan Paswan age 48 years and **6. Pavitar Paswan** S/o- Sukho Paswan age 69 years. All R/o- *Mazrahi, P.S.- Jalaiee & District : Saharsa* have been facing trial for the offences under sections 341, 323, 504 & 34 of the I.P.C. The Accusation Explained against the above named accused persons for the aforesaid offenses on dated 07-05-2025 in Hindi to which they pleaded not guilty and claimed to be tried.

2 The prosecution story in brief is that on dated 17-04-2006 the informant Amit Kumar and his friend Mister Paswan were returning on their motorcycles after safely dropping off a newlywed couple from Rampur Raut village to their destination. While on their way back, above named accused persons, armed with deadly weapons (sticks and batons), intercepted, surrounded, and brutally assaulted them over an argument stemming from a wedding procession dispute.

3 On written report of the informant Amit kumar on dated- 17.04.2006, an FIR No- 42/06 has been registered and subsequent to the investigation chargesheet was submitted on dated 31.05.2012 by the K.Asthan P.S. and cognizance was taken on dated 01.03.2013 for the offences under sections 341, 323, 504 & 34 of the I.P.C. by the then Ld. ACJM, Biraul against the above named accused persons.

4 During the trial, the prosecution even after giving sufficient opportunities and exhausting all possible process no any witness turned up from the side of prosecution and lastly prosecution's evidence was closed on 20.02.2026. Statement under section 313 of Cr.P.C. of the aforesaid accused person was recorded on date i.e. 02.06.2026 in which accused person claimed innocence.

5 Now the only question for the determination before this court is whether the prosecution has been able to charges and levelled against all the above named accused persons beyond the shadow of the all reasonable doubts?

## FINDINGS

6 Heard both sides and perused the case record. In this case no witness has been examined from the side of the prosecution inspite of several chances. Therefore, this is case of no evidence.

7 In the light of the aforesaid circumstance this court finds and holds that the prosecution has failed to prove its case beyond the shadow of the all reasonable doubts. It is therefore,

## ORDERED

that the accused persons namely **1. Vino Paswan S/o Vangar Paswan, 2. Vipat Paswan S/o- Raghunandan Paswan, 3. Sikandar Paswan S/o- Raghunandan Paswan, 4. Sagar paswan @ Bhavsagar Paswan s/o- Yogendra Paswan, 5.Sanoj Paswa S/o- Shivan Paswan and 6. Pavitar Paswan S/o- Sukho Paswan.** All R/o- *Mazrahi, P.S.- Jalaiee & District : Saharsa* are found not guilty of the offences under sections- 341, 323, 504 & 34 of the I.P.C. and are therefore **ACQUITTED** of all charges levelled against them.

Accordingly accused persons and their bailors/sureties are also discharged from the respective liabilities as to the bail bonds. The office clerk is directed to consign the record in the record room within time as per the rules.

The court pronounce the Judgment in open court and read over to the accused persons present.

The Judgment was typed and corrected by me.

Sd/-  
(PRABHAT)  
S.D.J.M.,  
CIVIL COURT Biraul  
DATE 09-06-2026

Sd/-  
(PRABHAT)  
S.D.J.M.,  
CIVIL COURT Biraul  
DATE 09-06-2026

|                                   |                                 |
|-----------------------------------|---------------------------------|
| Date of Judgement/Order           | 09-06-2026                      |
| Date of Reserving Judgement/Order | N/A                             |
| Uploading Date                    | 20.06.2026                      |
| Uploaded by                       | Vishnu Deo Pandey (Bench Clerk) |