

IN THE COURT OF S.D.J.M., BIRAUL

C.R. No.-14/2023

LAXMAN YADAV

Vs.

JAGDISH YADAV AND OTHERS

05/04/2023 The instant case record has been put up for passing order after already heard on inquiry under section 202 Crpc. Complainant files attendance.

ORDER

1. Complainant Laxman Yadav files this case against five persons named in the complaint petition regarding the offence of assault, theft and others. Firstly, the complainant was examined on S.A. and thereafter IW1 Bharat Yadav, IW2 Jitendra Sah and IW3 Rohit Kumar Yadav have been examined on behalf of the complainant.

2. Perused the Complaint petition, statement of complainant and inquiry witnesses on S.A. On perusal it appears that the complainant in his S.A. has stated that the accused persons assaulted him and outraged the modesty of her wife. But her wife did not appeared before the court to depose about the occurrence. IW1 and IW2 have not said anything about outraging the modesty of complainant's wife but have supported the occurrence of assault and theft.

As such, considering every aspects of this case it appears that there is sufficient ground to proceed further in this case. As such, a prima facie case is made out u/s- 323 & 379 of I.P.C. against all the accused persons namely, 1. Jagdish Yadav 2. Rahul Yadav 3. Ranvir Yadav 4. Randhir Yadav and 5. Renu Devi named in the complaint petition. Complainant is directed to file requisites for issuance of summons, against accused persons, thereafter o/c shall issue summons just after receiving of requisites.

Put up on 19-04-23 for filing requisites by the complainant.

TYPED AND CORRECTED BY ME

S.D.J.M. Biraul