

**IN THE COURT OF Ms. ANKITA**  
**JUDICIAL MAGISTRATE FIRST CLASS- I**  
**BIRAU, DARBHANGA**

C.R. Case No. -147/2024

**Kumari Pammi v. Santosh Kumar Yadav and ors.**

**ORDER**

Date of Order	Order with signature of the Court	Remarks
09.03.2026	<p>Today, this record is pending for adducing of enquiry witnesses by complainant since 10.06.2024. Neither the complainant nor her ld. counsel is present before the court. Perused the case record. On perusal, it appears that <b>complainant Kumari Pammi Choudhary, D/o Ram Lochan Choudhary</b>, has filed this complaint case against two accused persons namely, <b>1. Santosh Kumar Yadav</b> and <b>2. Nirmala Kumari u/S. 323, 353, 379 and 504 read with S.34 of IPC,1860</b> in the court of A.C.J.M.-I, Biraul, Darbhanga on 24.05.2024. Thereafter, the case was made over to this court on 01.09.2025 for enquiry and further proceedings.</p> <p>Perused the case record, it transpires that the complainant has been continuously absent since several dates despite multiple orders from the court after her solemn affirmation on oath (S.A.) on 10.06.2024 and no enquiry evidence has been adduced on her behalf since then. A foundational concept of Common Law is "<i>Vigilantibus non dormientibus Aequitas subvenit</i>" i.e., <b>the law will not help those who sleep over their own rights</b>. The allegations in the complaint petition lack in establishing the commission of alleged offences since it is not corroborated by any evidence.</p> <p style="text-align: right;">(Contd.)</p>	

**As it is evident that there is no material on record for a prima facie case to be made out against the accused persons, the present complaint case is hereby dismissed under S.203 of Cr.P.C., 1973.**

The Office is hereby directed to deposit the case record to the Record Room within the stipulated time, after following all the procedural formalities.

Sd/-

*Arbite*  
03-03-2026

J.M.F.C. -I

**BIRAU (DARBHANGA)**