

FORM-A

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-VI, JAMUI Present: Manoranjan Kumar Jha, A.S.J.-VI Date of Judgement : 16.04.2026 SESSIONS TRIAL No. 111/2023 CNR No.- BRJA01-000871-2023 Chakai P.S. Case No. 93/2021 U/s 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	
Complainant/Informant	Jitendra Yadav
Represented by	Sri Chigu Ravidas, Ld. Addl. P.P.
Accused	1. Lalmuni Yadav, 2. Prayag Yadav, 3. Mahadeo Yadav, 4. Ram Prasad Yadav, 5. Karu Yadav, 6. Mukhiya Yadav, 7. Shankar Yadav, 8. Sheshman Yadav, 9. Birbal Yadav, 10. Rajkumar Yadav, 11. Kirtan Yadav, 12. Fuldev Yadav, 13. Prem Yadav, 14. Upendra Yadav, 15. Kishore Yadav, 16. Bailu Yadav, 17. Pintu Yadav, 18. Manoj Yadav, 19. Arjun Yadav, 20. Munni Devi, 21. Pokhan Yadav & 22. Baleshwar Yadav
Represented by	Sri Ashutosh Pandey, Ld. Advocate

FORM-B

Date of offence	17.05.2021
Date of FIR	17.05.2021
Date of Charge Sheet	05.07.2022
Date of framing of charges	26.05.2023
Date of commencement of evidence	03.08.2023
Date of Judgement	16.04.2026
Date of the sentencing order, if any	N.A.

ACCUSED DETAILS

Rank of the Accused	Name of Accused	Date of Arrest	Date of Release on Bail	Offences Charged with u/s	Whether Acquitted or convicted	Sentence Imposed	Period of Detention Undergone during Trial for purpose of section 428, Cr.P.C.
01.	Lalmuni Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of	Acquitted	N.A.	N.A.

				IPC			
02.	Prayag Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
03.	Mahadeo Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
04.	Ram Prasad Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
05.	Karu Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
06.	Mukhiya Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
07.	Shankar Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
08.	Sheshman Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
09.	Birbal Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
10.	Rajkumar Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.

11.	Kirtan Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
12.	Fuldev Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
13.	Prem Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
14.	Upendra Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
15.	Kishore Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
16.	Bailu Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
17.	Pintu Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
18.	Manoj Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
19.	Arjun Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.

20.	Munni Devi			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
21.	Pokhan Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.
22.	Baleshwar Yadav			147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC	Acquitted	N.A.	N.A.

FORM-C

LIST OF PROSECUTION / DEFENCE / COURT WITNESSES

A- Prosecution

RANK	NAME	NATURE OF EVIDENCE
PW-1	Malo Devi	Prosecution witness
PW-2	Rakesh Yadav	Prosecution witness
PW-3	Jitendra Kumar Yadav	Prosecution witness
PW-4	Lalmani Yadav	Prosecution witness
PW-5	Duggan Yadav	Prosecution witness

B- Defence witness -Nil

C- Court Witness -Nil

LIST OF PROSECUTION/ DEFENCE/COURT EXHIBITS

A- Prosecution Exhibit-

Sl. No.	Exhibit No.	Type of Exhibit
1.	P-1/PW-3	Signature on written petition.

B- Defence Exhibit

-Nil

JUDGEMENT

- The accused persons, namely, 1. Lalmuni Yadav, 2. Prayag Yadav, 3. Mahadeo Yadav, 4. Ram Prasad Yadav, 5. Karu Yadav, 6. Mukhiya Yadav, 7. Shankar Yadav, 8. Sheshman Yadav, 9. Birbal Yadav, 10. Rajkumar Yadav, 11. Kirtan Yadav, 12. Fuldev Yadav, 13. Prem Yadav, 14. Upendra Yadav, 15. Kishore Yadav, 16. Bailu Yadav, 17. Pintu Yadav, 18. Manoj Yadav, 19. Arjun Yadav, 20. Munni Devi, 21. Pokhan Yadav & 22. Baleshwar Yadav are facing trial for the offence punishable under section 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC. The charges have been read over and explained to the accused persons in Hindi to which they did not plead guilty and claimed to be tried.
- The prosecution case, in brevity, is that on 17.05.2021 at around 03:00 p.m. while the informant-Jitendra Yadav was calculating the expenditure held in Suryahi festival with

accused-Karu Yadav upon which accused-Karu Yadav started abusing and when the informant protested then the other accused all around 27 persons came to his home carrying iron-rod and stick in their hands and started abusing the informant and thereafter all the accused started beating the informant with iron-rod and stick and thereby caused severe injury to him. It is further alleged when the family member of the informant came to save him then the accused even assaulted them and caused injury.

3. On the basis of written report, a case being Chakai P.S. Case No. 93/2021, dated 17.05.2021 was registered under Section 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC against the accused. After completion of investigation police submitted charge-sheet u/s- 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC against the accused persons namely 1. Lalmuni Yadav, 2. Prayag Yadav, 3. Mahadeo Yadav, 4. Ram Prasad Yadav, 5. Karu Yadav, 6. Mukhiya Yadav, 7. Shankar Yadav, 8. Sheshman Yadav, 9. Birbal Yadav, 10. Rajkumar Yadav, 11. Kirtan Yadav, 12. Fuldev Yadav, 13. Prem Yadav, 14. Upendra Yadav, 15. Kishore Yadav, 16. Bailu Yadav, 17. Pintu Yadav, 18. Manoj Yadav, 19. Arjun Yadav, 20. Munni Devi, 21. Pokhan Yadav & 22. Baleshwar Yadav thereupon the Ld. Court below has taken cognizance u/s- 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC on dated 18.11.2022.
4. Charge under Section 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC was framed against the accused to which they pleaded not guilty and claimed trial by the Court.
5. Defence is denial of allegation and of false implication at the instigation of the informant party.
6. Now, the only question for determination is whether prosecution has been able to establish the charges levelled against the accused persons beyond the shadow of all reasonable doubt?

FINDINGS

Evidence Adduced On Behalf Of Prosecution

7. In the instant Case, the prosecution has produced altogether five witnesses and also adduced documentary evidence:-

On behalf of the prosecution:- Oral Evidence

RANK	NAME	NATURE OF EVIDENCE
PW-1	Malo Devi	Prosecution witness
PW-2	Rakesh Yadav	Prosecution witness
PW-3	Jitendra Kumar Yadav	Prosecution witness
PW-4	Lalmani Yadav	Prosecution witness
PW-5	Duggan Yadav	Prosecution witness

On behalf of the Prosecution:-Documentary evidence

Sl. No.	Exhibit No.	Type of Exhibit
1.	P-1/PW-3	Signature on written petition.

Whereas the defence neither adduced any oral or documentary evidence.

8. **P.W. 3-Jitendra Kumar Yadav** is the informant of this case who stated that the alleged incident took place four years back and at around 8-9 p.m. in the night when all the accused came to the house and started abusing and assaulting and thereby he and his mother sustained injury of which his mother was referred to Deoghar for treatment. The witness identified his signature on written report which was marked exhibit as **P1**.
In his cross-examinations, the witness admitted that he put his signature on blank paper before the police and he had no knowledge as to the contents of that paper. The witness also admitted that during bath by hand pump, he slipped and fell down and sustained injury. The witness further stated that he had not seen any person who assaulted his mother or his brother.
9. **P.W. 1-Malo Devi**, during her examination-in-Chief, stated that all persons of the village were involved in the alleged incident and all her family members sustained injury.
In her cross-examinations, the witness specifically admitted that she sustained injury due to slip on the slushy area.
10. **P.W. 2-Rakesh Yadav** in his examinations-in-Chief deposed that the alleged incident took place during festival and he sustained injury. The witness further stated that he had not seen the person who had assaulted him.
In his cross-examinations, the witness admitted that there was huge crowd on that place and during stampede, he slipped and thereby sustained injury and he had not seen anyone causing the assault.
11. **P.W. 4-Lalmani Yadav**, in his examinations-in-Chief deposed that during festival, there was stampede and people started throwing stones in which some person sustained injury.
In his cross-examinations, the witness admitted that the people sustained injury during stampede and none had assaulted them.
12. **P.W. 5-Duggan Yadav**, in his examinations-in-Chief deposed that during festival, there was stampede and people started throwing stones in which some person sustained injury.
In his cross-examinations, the witness admitted that people sustained injury during stampede and none had assaulted them.
13. On appreciation of evidence adduced by the prosecution, it transpires that the prosecution had examined only five witnesses out of eleven charge-sheeted witnesses. The witnesses produced on behalf of the prosecution and mainly the victims i.e. PW-3, PW-1, PW-2 have specifically stated that they sustained injury themselves due to fall on the ground and also admitted the fact that they had not seen anyone assaulting them. This fact alone trumbles the case of the prosecution. It further reflects that the prosecution has failed to bring on record the medical evidences so as to corroborate the story founded by him. The doctors, who alleged to have conducted medical treatment of the victims, had not been examined by the prosecution and as such the injury whatsoever sustained by the victims remained uncorroborated. Further, the

prosecution had also failed to examine the I.O. of this case who could have corroborated the FIR, Charge-sheet and the place of occurrence and in absence of the evidence of I.O., this Court finds that there is serious dent in the case of the prosecution. Further, PW-4 and PW-5 have categorically stated that the victim sustained injury during stampede and none had assaulted them and it clearly creates serious doubt in the story propounded by the prosecution.

14. In such a attending facts and circumstances, the essential ingredients of Section 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC are remained unfulfilled, which is essential mandate to be formed for fixing the libality of accused persons and for conviction under the same. Further, it can be entrenched that no chain of causation has been formed by the prosecution to bring home the guilt of the accused persons beyond all shadow of reasonable doubts and merely on suspicion and doubt, without any cogent evidence accused persons cannot be held guilty. On account of lack of effort and lack of substantive, corroborative and material evidence on the part of prosecution, which could established that the accused persons are involved in the alleged offence, it appears to this Court that prosecution has failed to prove the charges under section mentioned above. Therefore, in my opinion, the accused persons deserves to be Acquitted.

ORDER

15. I hold the accused persons not guilty for the offences charged against them. Therefore, due to want of sufficient evidence, the accused persons, namely, 1. Lalmuni Yadav, 2. Prayag Yadav, 3. Mahadeo Yadav, 4. Ram Prasad Yadav, 5. Karu Yadav, 6. Mukhiya Yadav, 7. Shankar Yadav, 8. Sheshman Yadav, 9. Birbal Yadav, 10. Rajkumar Yadav, 11. Kirtan Yadav, 12. Fuldev Yadav, 13. Prem Yadav, 14. Upendra Yadav, 15. Kishore Yadav, 16. Bailu Yadav, 17. Pintu Yadav, 18. Manoj Yadav, 19. Arjun Yadav, 20. Munni Devi, 21. Pokhan Yadav & 22. Baleshwar Yadav who are facing trial for the charges U/s- 147, 148, 341/149, 323/149, 307/149, 504/149, 506/149 of IPC, is hereby Acquitted.

The sureties of the accused persons are absolved from their liabilities of the bail bonds.

The Judgment delivered today in the Open Court which is in Seven (07) pages attached with the original case record.

Office is directed to consign the file in record room after necessary compliance.

Pronounced in Open Court

(MANORANJAN KUMAR JHA)
A.S.J-VI, Jamui
Dated:- 16.04.2026

Dictated and Corrected by me.

(MANORANJAN KUMAR JHA)
A.S.J-VI, Jamui
Dated:- 16.04.2026