

IN THE COURT OF DISTRICT & ADDITIONAL SESSION JUDGE-II

JAMUI

Session Trial No. 544/2017, CIS No. 544/2017
(Jhajha P.S case no.-241/2013)

Present :- Sudhir Sinha

Present:-

Sudhir Sinha
District & Addl. Sessions Judge-II
Jamui

Date of Judgment:- 21.04.2026

S.Tr. No.-544/2017

Police Station :- Jhajha
PS Case No. :- 241/2013
Under Section :- 323/341/324/307/34 IPC

State (Through *Informant Maqbool Ansari*)

..... Prosecution.

V.

1. Meraj Ansari, 2. Rahul Ansari, 3. Talim Ansari, 4. Raja Ansari 5. Hasnain Ansari 6.
Naushad Ansari 7. Umar Ansari 8. Rustam Ansari 9. Suraj Ansari

.....Accused Persons

Counsel for the State:- Sh. Manoj Kumar Singh, Addl.P.P.

Counsel for the Defence:- Md. Manzoor Alam, Advocate

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FORM B

Date of Offence	29.11.2013
Date of F.I.R.	29.11.2013
Date of Framing of charge	23.03.2018
Date of commencement of evidence	24.04.2018
Date on which judgment is reserved	16.04.2026
Date of the judgment	21.04.2026
Date of the sentencing order, if any	--

Accused details:

Rank of the accused		
Name of the accused/ Date of arrest.	1. Meraj Ansari 2. Rahul Ansari 3. Talim Ansari 4. Raja Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Rustam Ansari 8. Umar Ansari 9. Suraj Ansari	Bail on surrender. Bail on surrender. Bail on surrender. Bail on surrender. Bail on surrender. Bail on surrender. Bail on surrender. Bail on A.B.P Bail on A.B.P
Date of release on bail	1. Meraj Ansari 2. Rahul Ansari 3. Talim Ansari 4. Raja Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Rustam Ansari 8. Umar Ansari 9. Suraj Ansari	15.11.2017 15.11.2017 15.11.2017 15.11.2017 15.11.2017 15.11.2017 15.11.2017 18.11.2017 18.11.2017

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Offences Charged with	1. Meraj Ansari 2. Rahul Ansari 3. Talim Ansari 4. Raja Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Rustam Ansari 8. Umar Ansari 9. Suraj Ansari	323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC 323/341/324/307/34 IPC
Whether acquitted or convicted	1. Meraj Ansari 2. Rahul Ansari 3. Talim Ansari 4. Raja Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Rustam Ansari 8. Umar Ansari 9. Suraj Ansari	Acquitted Acquitted Acquitted Acquitted Acquitted Acquitted Acquitted Acquitted Acquitted
Sentence imposed	----	
Period of detention undergone during trial for purpose of Section 428 Cr.P.C.	1. Meraj Ansari 2. Rahul Ansari 3. Talim Ansari 4. Raja Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Rustam Ansari 8. Umar Ansari 9. Suraj Ansari	- - - - - - - - -

FORM C**A. Prosecution**

Rank	Name	Nature of evidence
PW-1	Md. Shamim Ansari	Villager
PW-2	Md. Amzad Ansari	Villager
PW-3	Md Hashrath Ansari	Villager
PW-4	Md. Nazir Khan	Villager

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Defence witnesses, if any:

Rank	Name	Nature of evidence
DW-1	None	None

Court witnesses, if any

Rank	Name	Nature of evidence
CW-1	None	None

LIST OF PROSECUTION/DEFENCE/COURT EXHIBITS

A. PROSECUTION:-

Sr.No.	Exhibit No.	Description
1.	Nil	Nil

B. DEFENCE:

Sr. No.	Exhibit No.	Description
1.	Nil	Nil

C. Court Exhibit

Sr. No.	Exhibit No.	Description
1.	Nil	Nil

D. Material Objects:

Sr. No.	Material Object No.	Description
1.	Nil	Nil

JUDGMENT

1. All nine accused persons 1. Meraj Ansari, 2. Rahul Ansari, 3. Talim Ansari, 4. Raju Ansari 5. Hasnain Ansari 6. Naushad Ansari 7. Umar Ansari

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8. Rustam Ansari and 9. Suraj Ansari stand tried for offences of voluntarily causing hurt to the informant Maqbool Ansari, his son Ejaj Ansari and his brother Shoaib Ansari by deadly weapons, under common intention assaulting with intention to commit murder of the informant and his son Ejaj Ansari, causing injury allegedly on 29th day of November, 2013 at about 7.30 PM at near Imambara of village Dhobiya Kura, PS-Jhajha, District-Jamui.

2. The prosecution case in brief is that on the written information of Maqbool Ansari, the Jhajha PS Case No.-241/2013 dated 29.11.2023 was registered u/s- 341/323/324/307/34 of IPC against 9 named persons, wherein he has stated that on 29.11.2013 his son Ejaj Ansari was standing at near Imambara of his village. In the mean time accused persons came and crushed the leg of informant's son. His son protested. Thereafter villagers and his brother Mahboob Hasan, Matin Ansari and son Shoaib Ansari came and tried to pacify the matter but accused Hasnain Ansari assaulted at his head with Bhujali, causing cut and serious injury at his head and forehead. Accused Umar Ansari and Rustam Ansari who were having sword, Bhujali and Rod in their hands assaulted at finger of his both hands, causing injury. When his brother came to save him, Naushad Ansari assaulted with Bhujali at his arm, causing cut. Rustam Ansari caused injury at his head by brick pelting. Accused Rahul Ansari, Talim Ansari, Meraj Ansari and Raja Ansari who were having Bhujali, Gupti in their hands assaulted informant's son Ejaj Ansari at his head, causing injury. And Rustam Ansari caused injury to younger son of informant by brick pelting. Near by people came to intervene and then the accused persons fled away.

3. The IO after investigation submitted the charge sheet no.-229/2015 dated 19.12.2015 against nine accused persons, consequent upon which cognizance was taken for offence u/s-341/323/324/307/34 IPC and record after commitment was received in this court as S.Tr. No.-544/2017 for trial of 9 accused persons.

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4. The charge against all nine accused persons were framed on 22.03.2018 u/s- 307/324/323/341/34, to which they pleaded not guilty and claimed to be tried. The prosecution evidence was closed on 12.02.2026 and the statement of all nine accused persons were recorded u/s 313 of the Cr.PC wherein they denied the evidences against them and pleaded innocence. On the written submission of defence their evidence was closed and after hearing from parties the record is today fixed for judgment.
5. The points for determination before this Court is whether the prosecution has proved the charges against the nine accused persons beyond all reasonable doubts?

FINDINGS

6. The prosecution in order to substantiate, prove its case and to nail the guilt of the accused persons has produced PW-1 Md. Shamim Ansari, PW-2 Md. Amzad Ansari, PW-3 Md. Hashrath Ansari and PW-4 Md. Nazir Khan. There is no documentary evidence as proved and exhibited on part of the prosecution. The defence on the other hand has not produced any evidence either oral or documentary in its support.
7. PW-1 Md. Shamim Ansari has stated in his examination-in-chief that he does not know about alleged incident. Police had not inquired him. He has identified the accused persons and claimed to identify the others upon seeing them. On request of prosecution he was declared as hostile witness. During cross-examination he has stated to have deposed voluntarily. Lastly in para-7 he has replied to identify the accused persons as they are his co-villager.
8. PW-2 Md. Amzad Ansari has stated in his examination-in-chief that he does not know about alleged incident. Police had not inquired him. He does not identify the accused persons. On request of prosecution he was declared as hostile witness. During cross-examination he has stated to have deposed voluntarily without any fear or coercion . Lastly in para-8 he has stated to have come to depose upon notice.

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9. PW-3 Hasrath Ansari has stated in his examination-in-chief that the incident occurred about 11-12 years ago. He does not know the time of incident. He was at the shop. When he returned to his house, he heard about altercation. There was an altercation between Jafrul and Munna. He can not say who was injured. He identified the accused Talim Ansari present before the Court. During cross-examination he has stated that he does not know anything about alleged incident, nor he has heard anything about it. He came to depose on notice. Lastly in para-6 he has stated to have identified the accused as being his villager.
10. PW-4 Md. Nazir Khan has stated in his examination-in-chief that he was in Asansol at the time of the incident. Police had not inquired him. He identified the accused Talim Ansari present before the Court. On the request of prosecution he was declared as hostile. During cross-examination he has stated to have deposed voluntarily without any fear or coercion. He came to depose on notice. Lastly in para 7 he has stated that he has identified the accused Talim Ansari present before the Court as being Co-villager.
11. The accused persons have completely denied the evidences against them in their statement under section 313 of the Cr.P.C and have pleaded innocence.
12. The Court on the basis of materials available on record finds that there is no material against the accused persons to have committed the offence. In the present case the charges were framed on 22.03.2018 and the prosecution evidence was closed on 12.02.2026. The prosecution has not produced the informant and injured persons despite being given ample opportunity of spanning almost 8 years to produce the witnesses. The prosecution could not produce even the I.O and doctor also. The witnesses PW1, PW2, PW3 and PW 4 turned hostile and did not support the case of prosecution. There is nothing on record that proves the involvement of the accused persons in commission of the offences alleged in this case. The accused persons are facing prosecution for offence u/s- 307/324/323/341/34 of IPC, the essential

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ingredients of which are not fulfilled. As the prosecution has failed to prove the charges against the accused persons they are reasonably entitled to be acquitted from this case. The accused persons are accordingly held not guilty of the offences charged u/s- 307/324/323/341/34 of IPC.

ORDER

13. All nine accused 1. Talim Ansari son of Masudan Ansari alias Jafrul Ansari 2. Rahul Ansari son of Masudan Ansari alias Jafrul Ansari, 3. Raja Ansari son of Masudan Ansari alias Jafrul Ansari, 4. Rustam Ansari son of Late Abbas Ansari, 5. Meraj Ansari son of Masudan Ansari alias Jafrul Ansari, 6. Hasnain Ansari son of Late Habibullah Ansari, 7. Suraj Ansari son of Sharafat Ansari 8. Umar Ansari son of Alauddin Ansari, 9. Naushad Ansari son of Late Habibullah Ansari, all residents of Village- Dhobiyakura, PS- Jhajha, District-Jamui are hereby acquitted of all charges u/s- 307/324/323/341/34 of IPC in this case. They are on bail, hence they are discharged from the liabilities of their bail bonds. However in terms of Section 437(A) Cr.P.C. all nine accused persons are directed to furnish personal bond in the sum of Rs. 10,000/- Pursuant to compliance of Section 437(A) Cr.P.C. the file be consigned to the Record Room.
- Dictated, corrected, signed and pronounced by me in the open Court.

(Sudhir Sinha)
Distt. & Addl. Sessions Judge-II
Jamui.
21.04.2026

(Sudhir Sinha)
Distt. & Addl. Sessions Judge-II
Jamui.
21.04.2026

Date of Judgment/Order	21.04.2026
Date of Reserving/Order	16.04.2026
Uploading Date	21.04.2026
Uploaded by	Ankit Raj, Court Reader cum D.W