

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

**PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.**

FORM 'A'

<u>IN THE COURT OF :- SESSIONS JUDGE, JEHANABAD</u> PRESENT:- BRAJESH KUMAR, SESSIONS JUDGE, JEHANABAD (DATE OF JUDGMENT : 11.03.2026) (SESSIONS TRIAL NO. 432/2023) (Arising out of Pali P.S. Case no. 131/2022)	
Informant :-	The State of Bihar through – Arun Das, Son of- Dukhit Das, R/o Vill.- Parsayin , P.S.- Pali, Distt.- Jehanabad.
Represented by :-	Sri Shardanand Kumar, Ld. P.P.
Accused Persons :-	1. Rajendra Das, aged about 37 years, Son of- Mintu Das. 2. Kapil Das, aged about 33 years, Son of- Mintu Das. 3. Vinay Das, aged about 47 years, Son of- Mintu Das. 4. Bachchu Das, aged about 52 years, Son of- Late Doman Das. 5. Manoranjan Das, aged about 30 years, Son of- Bachchu Das. 6. Radha Devi, aged about 45 years, Wife of- Bachchu Das. All R/o Vill.- Parsayin , P.S.- Pali , Distt.- Jehanabad.
Represented by :-	Sri Anil Kumar Singh, Ld. Advocate for the defence.

FORM 'B'

Date of Offence :-	27.10.2022
Date of FIR :-	03.11.2022
Date of Charge-sheet :-	10.01.2023
Date of Cognizance:-	12.01.2023

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.

Date of framing of Charges :-	15.06.2023
Date of commencement of Evidence	14.08.2023
Date on which Judgment is reserved :-	NA
Date of Judgment :-	11.03.2026
Date of the Sentencing Order, if any :-	NA

ACCUSED DETAILS :-

Rank of the accused	Name of Accused	Date of Arrest	Date of Release on Bail	Offences Charged With	Whether Acquitted or Convicted	Sentence Imposed	Period of Detention Undergone during Trial for purpose of Section 428 of the Cr.P.C.
1.	Rajendra Das	Granted anticipatory bail	14.03.2023	U/Ss.- 307/34, 341/34, 504/34 IPC	Acquitted	NA	NA
2.	Kapil Das	“	14.03.2023	“	Acquitted	NA	NA
3.	Vinay Das	“	14.03.2023	“	Acquitted	NA	NA
4.	Bachchu Das	“	16.03.2023	“	Acquitted	NA	NA

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

**PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.**

5.	Manoranjan Das	“	16.03.2023	“	Acquitted	NA	NA
6.	Radha Devi	“	16.03.2023	“	Acquitted	NA	NA

FORM 'C'

LIST OF PROSECUTION / DEFENCE / COURT WITNESSES :-

A. Prosecution Witness :-

Rank	Name of Witness	Nature of Evidence
P.W.-1	Arun Das	Informant
P.W.-2	Manju Devi	Other witness
P.W.-3	Dr. Shiv Kumar Prasad	Doctor/Medical witness
P.W.-4	Shanti Devi	Other witness

B. Defence Witness :-

Rank	Name of Witness	Nature of Evidence
NA	Not Applicable	Not Applicable

C. Court Witness :-

Rank	Name of Witness	Nature of Evidence
NA	Not Applicable	Not Applicable

LIST OF PROSECUTION / DEFENCE / COURT EXHIBITS :-

A. Prosecution Exhibits :-

Sl. No.	Exhibit Number	Description
1	P1/P.W.-3	Injury report of Arun Das
2	P2/P.W.-3	Injury report of Shanti Devi

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

**PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.**

3.	P3/P.W.-3	Injury report of Suman Kumari
4.	P4/P.W.-3	Injury report of Manju Devi

B. Defence Exhibits :-

Sl. No.	Exhibit Number	Description
NA	Not Applicable	Not Applicable

C. Court Exhibits :-

Sl. No.	Exhibit Number	Description
NA	Not Applicable	Not Applicable

D. Material Objects / Exhibits :-

Sl. No.	Exhibit Number	Description
NA	Not Applicable	Not Applicable

JUDGMENT

1. The accused persons of this case namely, Rajendra Das, Kapil Das, Vinay Das, Bachchu Das, Manoranjan Das and Radha Devi stand charged and are facing trial for the offence punishable under sections 307/34, 341/34 and 504/34 IPC in connection with Pali P.S. Case No. 131/2022 instituted for the offence punishable under sections 341, 323, 307, 337, 147, 379 and 504 IPC.
2. Stated in brief, the prosecution case, as per the written application of the informant Arun Das, is that on 26.10.2022 at about 3:30 P.M., his daughter Suman Kumari had gone to worship Maa Lakshmijee and Manju Kumari had also gone there. The informant's daughter Suman Kumari lighted *Agarbatti* which touched the feet of Manju Kumari then both the girls started abusing each other which was pacified by the villagers. On 27.10.2022 at about 5:30 A.M., the villagers Rajendra Das, Kapil Das and Vinay Das came at the house of the informant and started abusing and on protest by the informant, Rajendra Das assaulted on the head of the informant by means of *Lathi* due to which he sustained head injury and blood started oozing out.

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

**PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.**

When the informant's family members came to save then Bachchu Das, Manoranjan Das and Radha Devi started throwing brick and stone due to which all the family members sustained grievous injury. Rajendra Das snatched gold chain from the neck of the informant. Hearing the sound of Hulla, the villagers came and intervened. Thereafter the informant and his family members went to P.H.C., Kako for treatment.

3. On the basis of the above-noted written application of the informant, Pali P.S. Case No. 131/2022, dated 03.11.2022, under sections 341, 323, 307, 337, 147, 379 and 504 IPC was registered against the above-named accused persons. After investigation, the I.O. of the case submitted charge-sheet no. 4/2023, dated 10.01.2023, U/Ss.- 341, 323, 354, 337, 379, 504, 506/34 IPC against the above-named accused persons. Vide order dated 12.01.2023, Sri Vaibhav Kumar, the learned J.M.-1st Class, Jehanabad took cognizance of the offence under sections 341, 323, 307, 337, 379, 504 and 506 IPC r/w section 34 IPC and on 17.04.2023, the case was committed to the court of sessions by the learned J.M.-1st Class, Jehanabad thereupon sessions trial no. 432/2023 has been registered against the above named accused persons. The charges as stated at the outset have been framed against the above-named accused persons on 15.06.2023. The charges have been read over and explained to the accused persons in Hindi, to which they have pleaded not guilty and claimed to be tried.

4. The defence case is simple denial of prosecution case and plea of innocence.

5. In order to prove its case the prosecution has examined the following four witnesses :-

P.W.-1	Arun Das	(Informant)
P.W.-2	Manju Devi	(Other witness)
P.W.-3	Dr. Shiv Kumar Prasad	(Doctor/Medical witness)
P.W.-4	Shanti Devi	(Other witness)

6. The following documents have been marked Exhibit on behalf of the prosecution :-

Ext. P1/P.W.3	Injury report of Arun Das
Ext. P2/P.W.3	Injury report of Shanti Devi
Ext. P3/P.W.3	Injury report of Suman Kumari
Ext. P4/P.W.3	Injury report of Manju Devi

7. After completion of prosecution evidence, the statements of the accused persons have been recorded under section 313 Cr.P.C. wherein they have denied the prosecution evidence against them and claimed that they are innocent.

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.

8. No oral or documentary evidence has been adduced by the accused persons in their defence.
9. I have heard the arguments of both sides.

The learned P.P. appearing on behalf of the state has submitted that the prosecution has proved its case by examining four witnesses including the informant, the doctor and the injured and by proving the injury reports of the injured.

On the other hand, the learned defence counsel has submitted that the prosecution has failed to prove the charges levelled against the above-named accused persons beyond all shadow of reasonable doubts and the accused persons deserve acquittal.

POINT FOR DETERMINATION

10. Now, the only one point for determination in this case is as to whether the prosecution has proved the charges levelled against the accused persons beyond all shadow of reasonable doubts?

FINDINGS

11. **P.W. 1** Arun Das is the informant of this case. He has stated in his examination-in-chief that the incident is of three years ago at 6 A.M. The name of his daughter is Suman Kumari. She had gone to worship Lakshmijee. The feet of Manju Kumari was burnt with *Agarbatti* of Suman Kumari due to which Rajendra Das, Kapil Das, Vinay Das, Bachchu Das and Manoranjan Das quarrelled in which this witness sustained injury in his head. When the wife Manju Devi and mother Shanti Devi came to rescue, they also sustained injury. They were treated in sadar hospital, Kako.

In his cross-examination, this witness has stated that all the accused persons are from his village and he had not gone with his daughter for worshipping in the temple. He had not seen the occurrence with his eyes and at the time of quarrel there was a big crowd and he fell down in the crowd and became injured. He cannot tell who assaulted him by *Lathi*. This witness has further stated that he has no knowledge as to where Suman Kumari is living at present and the case has been compromised between the parties.

12. **P.W. 2** Manju Devi has stated in her examination-in-chief that Suman Kumari is her daughter and she had gone to worship Lakshmijee three years ago. The feet of Manju

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.

Kumari was burnt with *Agarbatti* due to which quarrel occurred in which Arun Das, Kamla Das, Manju Devi and Suman Kumari committed *Marpit*. All the injured were treated in Kako Pali, hospital.

In her cross-examination, this witness has stated that all the accused persons are from her village and she had not gone to worship Lakshmijee with Suman Kumari. This witness has further stated that on hearing Hulla, many villagers gathered and she did not see with her eyes who assaulted whom in the crowd. Due to big crowd, she fell down and became injured. No accused person had assaulted her with Lathi and stick. This witness has further stated that she has voluntarily compromised the case.

13. **P.W. 3** Dr. Shiv Kumar Prasad has stated in his examination-in-chief that on 27.10.2022, he was posted as Medical Officer at P.H.C., Kako, Jehanabad and on that very day, he examined the patient,

1. Arun Das, aged about 35 years, Male, S/o- Dukhit Das, R/o village- Parsain, P.S.- Pali, Distt.- Jehanabad, Reg. No. 2491 dated 27.10.2022 at 7:45 A.M. and found following injury on his body :-

(i) One lacerated wound of 3/4"x1/4" skin deep on skull.

Caused by hard blunt substance.

Nature-Simple

2. On the same day, he examined the patient Shanti Devi, aged about 65 years, Female, W/o- Dukhit Das. R/o village- Parsain, P.S.- Pali, Distt.- Jehanabad at 08:25 A.M. and found following injury on her body :-

(i) Pain and swelling right side of chest.

Caused by hard blunt substance.

Nature-Simple

3. On the same day, he examined the patient Suman Kumari, aged about 14 years, Female, D/o- Arun Das. R/o village- Parsain, P.S.- Pali, Distt.- Jehanabad at 8:20 A.M. and found following injury on her body :-

(i) No any physical injury on her body.

4. On the same day, he examined the patient Manju Devi, aged about 30 years, Female, W/o- Arun Das, R/o village- Parsain, P.S.- Pali, Distt.- Jehanabad Reg. No. 2492 dated 27.10.2022 at 7: 55 A.M. and found following injury on her body :-

(i) Pain and swelling of right hand.

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

**PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.**

Caused by hard blunt substance.

Nature-Simple

On the evidence of this witness, the injury reports have been marked Ext-P1/P.W. 3, P2/P.W. 3, P3/P.W. 3 and P4/P.W. 3 respectively.

In his cross-examination, this witness has stated that out of the four injury reports, no injury was found on the body of Suman Kumari. He has further stated that he had also examined Shanti Devi and Arun Das and their bodies were found in the simple reason. He has further stated that he has not mentioned the colour of injury in the injury reports.

14. **P.W. 4** Shanti Devi has stated in her examination-in-chief that the incident occurred 2 ½ years ago at 3 P.M. In worship of Devi Durga, feet of Manju Devi was burnt due to which Marpit occurred and the names of Bachchu Das, Manoranjan Das, Kapil Das, Vinay Das, Rajendra Das and Rudha Devi were given in the case. All the three persons sustained injury. Treatment was done in Jehanabad. Rudha Devi had assaulted this witness, Rajendra Das had assaulted Arun Das and Manju devi was also assaulted by Rajendra Das.

In her cross-examination, this witness has stated that she had not gone to the temple. At the time of occurrence, many people had gathered and she cannot tell which person assaulted whom and she identifies the accused persons because they belong to her village. She has further stated that this case has been compromised.

15. This much is the oral evidence on behalf of the prosecution. In spite of issuance of process by the court, no other witness has come to support the prosecution case. Out of the four witnesses examined on behalf of the prosecution, P.W. 1 Arun Das is the informant of this case who has stated in his cross-examination that he had not seen the occurrence with his eyes and he fell down in the crowd and sustained injury and he cannot tell who assaulted him by *Lathi*. P.W. 2 Manju Devi has also stated in her cross-examination that on Hulla, many people had gathered and she did not see with her eyes who assaulted in the crowd. She fell in the crowd and became injured. This witness has further stated that no accused person had assaulted her by *Lathi* and stick. P.W. 4 Shanti Devi has stated in her cross-examination that she cannot tell which person assaulted whom. Apart from this, all the non- official witnesses have stated that the case has been compromised although, P.W. 3 Dr. Shiv Kumar Prasad who is the doctor has proved the injury reports of the injured.

IN THE COURT OF:- SESSIONS JUDGE, JEHANABAD
SESSIONS TRIAL NO. 432/2023

State of Bihar Vs. Rajendra Das & Ors.

PRESENT:- BRAJESH KUMAR,
SESSIONS JUDGE, JEHANABAD.

16. In view of discussions made hereinabove, this court finds that the prosecution has failed to prove the charges levelled against the above named accused persons beyond all shadow of reasonable doubts.

Hence, it is

ORDERED

that the accused persons namely, Rajendra Das, Kapil Das, Vinay Das, Bachchu Das, Manoranjan Das and Radha Devi are acquitted of the charges as stated at the outset. The above named accused persons are on bail and so they and their sureties are discharged from the liabilities of bail bonds.

Pronounced, signed and sealed in the open court on this **11th day of March, 2026.**

(Dictated & Corrected)

(Dictated & Corrected)

(Brajesh Kumar)

(Brajesh Kumar)

Sessions Judge, Jehanabad
11.03.2026

Sessions Judge, Jehanabad
11.03.2026

Date of Judgment	11.03.2026
Date of reserving Judgment	N/A
Uploading date	11.03.2026
Uploaded by	Ritesh Kr.