

G.R. Case No. 66/2022  
CNR No.JHLT030002352022  
Judgment dt. 03.07.2026

JHLT030002352022



Presented on : 28-01-2022  
Registered on : 28-01-2022  
Decided on : 03-07-2026  
Duration : 4 years, 5 months, 6 days

IN THE COURT OF  
Chief Judicial Magistrate  
Latehar  
Presided Over by Vikram Anand

G.R. CASE/66/2022  
T.R. No.223/2026

(Arising out of Latehar P.S. Case No.211/2021 dated 02.09.2021,  
U/s 394, 411 of the I.P.C.)

|                       |                                                                                                             |
|-----------------------|-------------------------------------------------------------------------------------------------------------|
| Complainant/Informant | Md. Meraj Ansari                                                                                            |
| Represented By        | Sri Sangam Kumar, Ld. A.P.P.                                                                                |
| Accused               | Pankaj Kumar aged about 23 years (Male) S/o<br>Baleshwar Saw<br>R/o village Tarwadih, P.S. & Distt. Latehar |
| Represented By        | Name of the Ld. Advocate<br>: Sri Raman Kr. Mahto                                                           |

Annexure-II

|                                  |            |
|----------------------------------|------------|
| Date of Offence                  | 01.09.2021 |
| Date of F.I.R.                   | 02.09.2021 |
| Date of Charge-sheet             | 12.01.2022 |
| Date of framing charge           | 20.12.2023 |
| Date of Commencement of evidence | 27.03.2024 |
| Date on Judgment is reserved     | N/A        |
| Date of Judgment                 | 03.07.2026 |
| Date of Sentencing Order, if any | N/A        |

Accused Details :

| Rank of the Accused | Name of the Accused | Date of Arrest/surrender | Date(s) of Released on Bail | Offences charged with | Whether Acquitted or convicted | Sentence Imposed | Period of Detention Undergone during Trial for purpose of Section 428, Cr.P.C. |
|---------------------|---------------------|--------------------------|-----------------------------|-----------------------|--------------------------------|------------------|--------------------------------------------------------------------------------|
|                     |                     |                          |                             |                       |                                |                  |                                                                                |

|   |              |            |            |                              |           |     |     |
|---|--------------|------------|------------|------------------------------|-----------|-----|-----|
| 1 | Pankaj Kumar | 17.10.2021 | 18.02.2022 | U/s 394, 411<br>of the I.P.C | Acquitted | N/A | N/A |
|---|--------------|------------|------------|------------------------------|-----------|-----|-----|

Annexure-III

**List of Prosecution/ Defence/ Court Witnesses**

A. Prosecution : 01 witnesses

| Rank  | Name             | Nature of Evidence<br>(Eye Witness, Police Witness, Expert<br>Witness, Medical Witness, Panch<br>Witness, other witness) |
|-------|------------------|--------------------------------------------------------------------------------------------------------------------------|
| P.W.1 | Md. Faruk Ahamad | Independent witness                                                                                                      |
| P.W.2 | Meraj Ansari     | Informant                                                                                                                |
| P.W.3 | Komal Kumari     | Independent witness                                                                                                      |
| P.W.4 | Pramila Devi     | Independent witness                                                                                                      |

B. Defence Witness : No witness

C. Court Witness : No Court witness

**List of Prosecution / Defence/ Court Exhibits**

A. Prosecution :

| Sr.<br>No. | Exhibit Number | Description         |
|------------|----------------|---------------------|
| 1          | Ext. P-1/PW-2  | Written application |

B. Defence : No Exhibit

C. Court Exhibits : No Exhibit

**D. Material Exhibits : No Exhibit**

**J U D G M E N T**

1. Sole accused namely Pankaj Kumar is facing trial for offence U/s 394, 411 of the I.P.C. The contents of charge have been read over and explained to the accused in Hindi to which he did not plead guilty and claimed to be tried. The investigation of accused namely 1. Rupesh Nayak and 2. Aman Nayak are kept pending vide filing of charge-sheet dated 12.01.2022 against accused Pankaj Kumar. O/c is directed to call for up-to-date status of investigation.

2. Prosecution story in brief is that the informant Meraj Ansari Vice President reported to the P.S. on 01.09.2021 he along with his friend Md. Faruk Ahmad had gone to Tupu Pull in Scooty bearing registration no. JH19C-2457 where three unknown persons assaulted them. Then they tried to run and during course of run they called their friend Nesar Ansari and Prakash Kumar. They reached Dhankara village where the offender also reached chasing them and assaulted them. They also snatched their Vivo Mobile and scooty.

3. On the basis of typed application Officer-In-Charge Latehar P.S, instituted and registered Latehar P.S. Case No. 211/2021. Investigating Officer on completion of investigation submitted charge-sheet and case diary, on which this court on 27.01.2022 took cognizance of offence punishable U/s 394, 411 of the I.P.C against accused. After supplying copy of police paper, charge have been read over and explained to the accused in Hindi to which he did not plead guilty and claimed to be tried. After giving sufficient opportunity to the prosecution as well as after taking steps by the court, evidence for prosecution was closed on 27.05.2026 and statement of accused u/s 313 Cr.P.C is recorded in which accused pleaded innocence. On prayer evidence for defence is closed.

Heard the argument.

4. Plea of defence is false implication and innocence.

5. Prosecution has adduced and examined 04 witnesses.

Defence has not adduced and examined any witnesses.

**Evidence and its appreciation**

6. P.W-1 Md. Faruk Ahamad deposed that occurrence is of 01.09.2021. He along with his friend Meraj Ansari had gone to Tupu Pool where three persons assaulted him. They tried to ran in a scooty bearing registration number JH19C-2457. They chased the scooty and took away scooty along with mobile. He could not identify the accused person. He does not know as to who assaulted him.

P.W-2 Meraj Ansari deposed that occurrence is of 01.09.2021. He along with his friend Meraj Ansari had gone to a shop where 3-4 persons were present who assaulted him. They tried to run in the scooty but they have been chased and further assaulted. They looted their mobile phone and scooty. He identified the written report bearing his signature which is exhibited as Ext. 1/PW 2 . During cross-examination he deposed that he does not know about the offenders.

P.W- 3 Komal Kumari deposed that in 2021 he saw quarrel and went back to his house. He does not know about the offenders.

P.W- 4 Pramila Devi deposed that he has no knowledge about the occurrence. She has been declared hostile by the prosecution.

7. Apart from these four witnesses prosecution failed to bring any other witness on record even after to S.P., Latehar vide letter no. 701 dated 23.09.2025, letter no. 743 dated 14.10.2025, letter no. 889 dated 18.11.2025, letter no. 244 dated 12.03.2026 and letter no. 429 dated 05.05.2026.

8. Now on perusal of examination of four witnesses, I find that none of the witnesses have claimed to identify that offenders. The implication of the accused to the crime have not been established on the basis of examination of the witnesses.

9. In these circumstances prosecution story is not proved. Accordingly, sole accused namely Pankaj Kumar is acquitted from all charged levelled against him. Bailors are discharged from their respective liabilities. O/c is directed to consign record in record room as per rules.

**Dictated & corrected by me**

**The Judgment is pronounced  
in open Court.**

(Vikram Anand)  
*JO CODE JH00590*  
Chief Judicial Magistrate  
Latehar.  
03.07.2026

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