

District – Nawada

THE COURT OF ADDITIONAL SESSIONS JUDGE-I, NAWADA

Present- Dhananjay Kr. Singh
Additional Sessions Judge-1st
Civil Court, Nawada.

Dated 17.03.2026

Sessions Trial No.- 75/2006

1456/2013

C.I.S No.- 1467/2013

(Arising out of Nagar P.S. case no.- 129/2005)

The State of Bihar

(Through Baboo Khan @ Azam Khan, age
S/o Guddu Khan
R/o Vill- Gondapur, Nurani Maszid,
P.S.+ Dist.- Nawada.

----- **Prosecution**

VERSUS

1. Chutiya Bhatt, age 40 year

S/o Seraj Bhatt

R/o Vill- Bhat Tola , Badi Dargah, P.S. + Dist.- Nawada

----- **Accused person**

u/s 307,379/34 IPC along with 27 Arms Act

Appearance-

For the prosecution- Shri Deepak Kumar, Special Public Prosecutor

For the Defense- Sri , Ld. Advocate.

J U D G E M E N T

1. Accused stands charge for the offence punishable u/s 307,379/34 IPC along with 27 Arms Act for committing offence of firing on informant Baboo Khan with intention to kill him and taken away Rs. 1,000/- from him.
2. The case of prosecution in short is that on 24.05.2025 at about 13:00 O'clock while informant was returning to home and reached near temple situated at Kalali Road, accused along with his associates Sujiyabhatt stopped him and taken away rupees one thousand. On hulla accused persons fired from his pistol pointing towards informant but fortunately he saved himself.
3. The instant case instituted on the basis of fardbeyan of informant recorded by S.I. of Town P.S. Nawada on 24.04.2005 as Town P.S. case no. 129/2005 U/s 341/323/307/379/34 I.P.C. and 27 Arms Act. Police investigated into the matter and filed charge sheet against accused persons and accordingly cognizance was taken on 02.08.2005 and case record was committed to the court of sessions vide order dated 28.06.2006. Charges against the accused framed on 07.06.2006. After travelling from different court the case record

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received to this court on 16.12.2021. During course of trial case record of another accused Sujiya Bhatt was amalgamated to this case record. Later on vide order dated 09.01.2026 case record of accused Sujiya Bhatt was again separated due to his non appearance.

4. Accused has denied the allegation levelled against him during examination u/s 313 Cr.P.C.
5. Now the point for determination is whether the prosecution has been able to prove the charges levelled against accused person beyond shadow of all reasonable doubts?

FINDINGS

6. In this case charge against the accused was framed on 07.06.2006 and thereafter, processes were issued by the court for production of witnesses but prosecution has not produced even a single witness in support of his case. N.B.W to witnesses was issued on 06.02.2020 and again on 17.10.2024 but non of the witnesses turned up before the court. Then lastly, prosecution evidence was closed on 09.02.2026.
7. After going through the record, I find that there is nothing on the record in support of the charges levelled against the accused. Hence, I find and hold that prosecution has failed to substantiate the charges levelled against the accsued and he is accordingly acquitted of the said charges. He has also discharged from liability from his bail bonds.

Judgment was dictated, corrected, pronounced, and signed by me in open court.

(Dhananjay Kumar Singh)
Addl. Sessions Judge-Ist,
Nawada.
17.03.2026

(Dhananjay Kumar Singh)
Addl. Sessions Judge-Ist,
Nawada.
17.03.2026

Date of Judgment / Order	17.03.2026
Date of Reserving Judgment / Order	NA

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