

Form-A

**IN THE COURT OF DISTRICT & ADDL.
SESSIONS JUDGE -IV, BARH**

DISTRICT - PATNA (BIHAR)

**PRESENT : SRI SHAILENDRA KUMAR SINGH, HJS
Addl. Sessions Judge - IV, Barh (Patna)**

DATE OF JUDGMENT : 02/07/2026

ST CASE NO. 935/2009

CNR No. BRPA30-000190-2009

INFORMANT	STATE OF BIHAR (Through Informant) Satendra Singh S/O Paramhansh Singh (R/o Village; Simarua, Police Station: Jagdishpur, District : Bhojpur (Bihar)
REPRESENTED BY	Sri Bhupendra Paswan, Ld. APP
ACCUSED PERSON	A1 -Sanjit Kumar Yadav @ Sanjit Kumar a/a 43 Yrs S/o- Late Valmiki Yadav (R/o Village : Vrindavan Police Station : Kiul, District : Lakhisarai (Bihar)
REPRESENTED BY	Ram Kumar Singh, Ld. Advocate.

Form-B

Date of Offence	05/05/2008
Date of FIR	05/05/2008
Date of Charge sheet	29/08/2008
Date of Framing of Charges	15/05/2010
Date of Commencement of Evidences	16/06/2010
Date on which Judgment is reserved	02/07/2026
Date of the Judgment	02/07/2026
Date of the Sentencing Order, if any	N/A



S.T. CASE NO. 935/2009

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ACCUSED DETAILS:

Rank of the accused	Name of Accused	Date of Arrest	Date 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
A-1	Sanjit Kumar Yadav @ Sanjit Kumar	26/03/2009	20/11/2010	u/s 307 IPC & 27(2) of the Arms Act	Acquitted	Nil	Nil

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

1. **Sole** accused **Sanjit Kumar Yadav @ Sanjit Kumar** is facing trial for the offenses punishable **u/s 307 IPC & 27(2) Arms Act** for attempting to commit murder of informant with fire arms.

2. Prosecution case as per *ferdbyan* dated 05/05/2008 of informant **Satendra Singh** in brief that; on 05/05/2008 at 07:45 PM, he was going to NTPC, Barh for duty as soon as he reached near NTPC Raily Gate, Sanjiv Kumar along with one unknown person stopped him and fired bullet with pistol on him. Bullet hit his back & waist. CISF personnel took him for treatment. Sanjiv Kumar has threatened him to kill, 4-5 days ago.

3. On the basis of *ferdbyan* dated 05/05/2008 of informant **Satendra Singh**, an F.I.R. has been registered against sole accused person namely, Sanjeet Kumar for the offenses punishable u/s 307 IPC & 27 of Arms Act as Pandarak P.S. Case No. 71/2008 dated 05/05/2008. After investigation, Police

submitted Charge Sheet No. 178/2008 dated 29/08/2008 for offence punishable u/s 324 & 307 IPC and 27 of Arms Act against sole FIR named accused person. On 05/09/2008, cognizance of the offenses punishable u/s 324 & 307 IPC and 27 of Arms Act has been taken by the then ACJM, Barh, against one charge sheeted accused person namely, **Sanjit Kumar Yadav**. After complying the provisions of section 207 Cr.PC, case record committed to the Court of Sessions. Case record of sole accused person namely, **Sanjit Kumar Yadav** received to this Court on 17/07/2021 on transfer from the Court of Ld. ADJ-II, Barh.

4. On 15/05/2010, charge for the offence punishable u/s 307 IPC & 27(2) of Arms Act were framed, read over and explained to sole accused person namely, **Sanjit Kumar Yadav** @ **Sanjit Kumar** in Hindi, to which he pleaded not guilty and claimed to be tried.

5. Prosecution has examined only **one witness** in support of its case and has not produced any documentary evidences.

Oral evidences

P.W.1	:	Ram Pravesh Singh
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6. On 25/05/2026, above named sole accused person has been examined u/s 313(1)(b) Cr.P.C., in which, he pleaded his innocence. Defence has not produced any oral or documentary evidence in his defence.

7. Now, the question for determination before the Court is, "whether the prosecution has been able to prove the charge framed & explained to above named sole accused beyond reasonable doubt?"



F I N D I N G

8. On perusal of the documents available on the record, it transpires that informant **Satendra Singh** in his *ferdbyan* has stated that on 05/05/2008 at 07:45 PM, he was going to NTPC, Barh for duty as soon as he reached near NTPC Raily Gate, Sanjiv Kumar along with one unknown person stopped him and fired bullet with pistol on him. Bullet hit is back & waist. CISF personnel took him for treatment. Sanjiv Kumar has threatened him to kill, 4-5 days ago.

9. Prosecution in support of its case as adduced & examined only one witness:-

(a) **P.W.1 Ram Pravesh Singh** during his *examination-in-chief* before the Court stated that on 05/05/2008, he was posted as IR Officer of LNT Company at NTPC Barh. The informant of this case, Satendra Singh, was a Contract Service Security Supervisor in LNT Company. On the day of the incident, he heard that shots were fired outside and Satyendra Singh was shot. He does not know who fired the shot. He does not remember whether his statement regarding this incident was recorded before the Police or not. He has been declared **hostile** on request of prosecution. During **cross-examination** by defence he stated he is voluntarily giving evidence, without any fear & pressure.

10. During argument, Ld. Defence Lawyer, submitted that sole prosecution witness has not supported the prosecution case and he has been declared hostile. Hence, prosecution failed to prove the charge explained to above named sole accused person. Therefore, he is eligible for acquittal in this case. Prosecution during argument could not say anything to counter submissions made by defence.



11. Sole prosecution witness (PW1) during his examination-in-chief before the stated that he has no knowledge who has shot Satendra Singh and Police has not recorded his statement. On the request of prosecution, he has been **declared hostile**. Prosecution couldn't procure any thing in support of its case during his cross examination. During cross-examination by defence he stated that he has voluntarily given evidence with any fear and pressure.

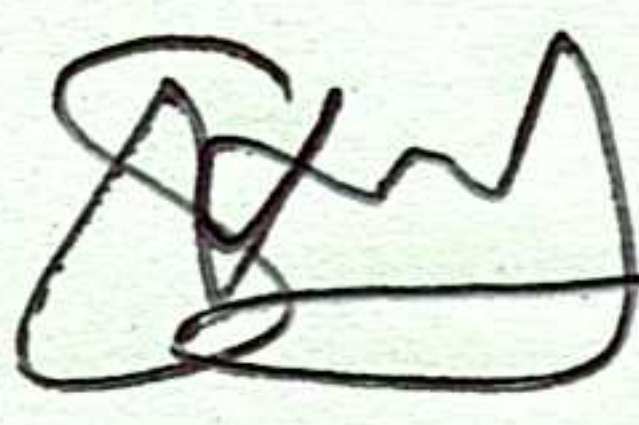
12. Considering the entire facts & circumstances, evidences and other material available on record, submissions made by both side and discussion made above, this Court **find** that prosecution has failed to prove charges for offences punishable **u/s 307 & 27(2) of Arms Act** explained to above named sole accused person, beyond reasonable doubt. Accordingly, this Court **hold** that sole accused person namely, **Sanjit Kumar Yadav** is not guilty of the offences as charged against him and he should be acquitted in the interest of justice.

O R D E R

13. In result, sole accused person namely, **Sanjit Kumar Yadav @ Sanjit Yadav** is acquitted from the charges of offenses punishable **u/s 307 & 27(2) of Arms Act** after giving benefits of doubt, due to lack of evidence. He is already on bail, hence liabilities of his bailors are extended for **Six months** from today, in the light of the provisions of Section 437-A Cr.PC.

Typed & Corrected by me.

Pronounced in the Open Court
on this 02th Day of July, 2026

 02/7/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)



 02/7/2026
(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Form-C

LIST OF PROSECUTION/DEFENCE/COURT WITNESSES

A. PROSECUTION WITNESS

RANK	NAME	NATURE OF EVIDENCE
P.W.1	Ram Pravesh Singh	Hostile Witness

B. DEFENCE WITNESSES, IF ANY : **None**

C. COURT WITNESSES, IF ANY : **None**

LIST OF PROSECUTION/DEFENCE/COURT EXHIBITS

A. PROSECUTION : **None**

B. DEFENCE : **None**

C. COURT EXHIBITS : **None**

D. MATERIAL OBJECTS : **None**



(Signature) 02/7/2026

Dated : 02/07/2026

(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)

Date of Judgement	:	02-07-26
Date of reserving Judgement	:	02-07-26
Uploading date	:	02-07-26
Uploaded By	:	Shailendra Kumar Singh