

IN THE COURT OF SUB- DIVISIONAL JUDICIAL MAGISTRATE

Present : RICHA KASHYAP, SDJM, DEHRI

Dehri Civil Court, Dehri

Dehri PS case no. 269 of 2004, GR No.- 1305/2004

State v/s Ravindra Kumar Pandey & Others

DATE	Judgement Through order	REMARKS
06.06.2026	The case was called out and the record was produced before this Court. The statements of the accused persons under Section 313 of the Code of Criminal Procedure (Cr.P.C.) were recorded on 06.06.2026. The accused persons, namely 1. Ravindra Kumar Pandey 2. Pappu Chaurasia @ Pappu Kumar 3. Lallu Thathera@ Deepak Kumar, were present along with their learned counsel. No defence evidence has been adduced. Accordingly, the case was fixed for judgment in the second half on 06.06.2026. On perusal of the case record, it appears to the Court that the present case was instituted on the basis of a written application filed by the informant, namely Kamal Vihari, against the accused persons on date 11.09.2004. It further appears that <u>cognizance</u> of the offences was taken under Sections 386 of the Indian Penal Code, 1860 against the accused persons, namely 1. Ravindra Kumar Pandey 2. Pappu Chaurasia @ Pappu Kumar 3. Lallu Thathera@ Deepak Kumar. The name of the accused namely Pappu Chaurasia@ Pappu Kumar was expunged via order dated 26.07.2024 as he died. The charge was framed against the accused persons on 19.03.2025 and was read over to them in Hindi, to which they pleaded not guilty and claimed to be tried. It further appears that since 09.05.2025, the present case has been pending for prosecution evidence. Summons were issued to the witnesses from time to time; however, not a single witness appeared to support the prosecution case. For the last chance was given to prosecution to adduce evidence on 23.03.2026. Despite exhausting all coercive processes to secure the attendance of witnesses, including summons, bailable warrants, and dasti summons through the Ld. SDPO, no witness appeared. Service reports of the summons are available on record. Accordingly, vide order dated 15.05.2026, the prosecution evidence was closed, and the case was fixed for recording the statements of the accused under Section 313 Cr.P.C. on 06.06.2026. Further, on 06.06.2026, the statements of the accused persons were recorded under Section 313 of the Code of Criminal Procedure, wherein they denied the allegations and claimed to be innocent. On perusal of the entire case record, it transpires that the prosecution has miserably failed to sub-	

stantiate its case. Not a single witness has been examined on behalf of the prosecution despite issuance of repeated processes. Even the informant of the case failed to appear before the Court for deposition, in spite of service of summons and sufficient opportunities were given to prosecution.

There is nothing on record to connect the accused persons with the alleged offence. Hence, in the absence of any cogent and reliable evidence, the prosecution case fails.

Accordingly, considering the facts and circumstances of the case and in view of the absence of evidence, the accused persons, namely **1. Ravindra Kumar Pandey 2. Pappu Chaurasia @ Pappu Kumar 3. Lallu Thathera@ Deepak Kumar**, are hereby acquitted of all the charges levelled against them.

Richa Kashyap
6/06/2026
Richa Kashyap
SDJM
Dehri-On-Sone
06.06.2026

Since, they are on bail, So accused persons, namely: **1. Ravindra Kumar Pandey 2. Pappu Chaurasia @ Pappu Kumar 3. Lallu Thathera@ Deepak Kumar**, and their sureties are discharged from the liabilities of their respective bail - bonds. O/c is directed to recall all the processes against the witnesses, if any unserved. Let the record be consigned in the record room within stipulated time.

Pronounced in open Court on this 06th day of June, 2026.

Dictated and Corrected by me.

Richa Kashyap
6/06/2026
Richa Kashyap
SDJM
Dehri-On-Sone
06.06.2026

Richa Kashyap
6/06/2026
Richa Kashyap
SDJM
Dehri-On-Sone
06.06.2026

Date of Judgment/Order	06.06.2026
Date of reserving Judgment/Order	06.06.2026
Uploading Date	05.08.2026
Uploaded by	SHASHI SHEKHAR (Stenographer)