

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I
-cum-SPECIAL JUDGE, S.C./S.T. SHEOHAR**

Present:- Sri Mahesh Kumar

SC/ST Case No. 25/2015,

Stave Vs.Shambhu Pandey & others.

FORM-A

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-I-cum-SPECIAL JUDGE,
S.C./S.T. SHEOHAR**

Present:- Sri Mahesh Kumar

(Date of Judgment:- 16.05.2026

Registration No.- BRSO01-000213-2016

F.I.R. No.:- 02/2015

**Offence:- U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of
I.P.C & 3(1)(x) SC/ST Act.**

Police Station :- Sheohar, SC/ST, District- SHEOHAR.

INFORMANT

Bhagirath Paswan S/o Late Bhukhlu Paswan,
Vill- Rejma, P.S. Sheohar, **District- Sheohar.**

REPRESENTED BY

Ld. Additional P.P., Sri. Pawan Mishra

ACCUSED

1. Guddu Pandey S/o Late Shivshankar Pandey, aged about-36 years,
2. Baliram Sah S/o Late Shrinarayan Sah, aged about 35 years,
3. Chitranjan Kumar S/o Siyaram Sah, aged about 28 years,
4. Siyaram Sah S/o Late Devdhari Sah, aged about 46 years,
5. Basant Pandey S/o Late Umakant Pandey, aged about 46 years,
6. Shambhu Pandey S/o Late Ramdayal Pandey, aged about 62 years,
7. Saheb Pandey S/o Late Bhamhnand Pandey, aged about 43 years,
8. Ratandeep Pandey S/o Nagendra Pandey, aged about 28 years,
9. Dev Rishi Pandey S/o Surendra Pandey, aged about 41 years,
10. Pappu Pandey @ Shri Bhagwan Pandey S/o Late Rameshwar Pandey, aged about 58 years,
11. Deepak Kumar Pandey S/o Pappu Pandey @ Shir Bhagwan Pandey, aged about 30 years,
12. Shivam Kumar S/o Shambhu Pandey @ Shambhunath Pandey, aged about 29 years,
13. Satyam Kumar S/o Shambhu Pandey @ Shambhunath Pandey, aged about 32 years,
14. Prushotam Pandey S/o Late Umakant Pandey, aged about 48 years
R/o vill- Rejma, **P.S.- Sheohar, District- Sheohar.**



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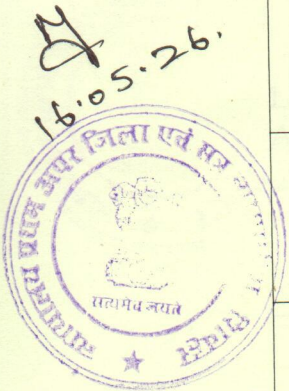
REPRESENTED BY ACCUSED PERSONS	Learned Advocate:- Sri Arun Kumar
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FORM-B

Date of offence	11.01.2015
Date of F.I.R.	11.01.2015
Date of Chargesheet	C.S. No. 05/2016 dated 29.02.2016
Date of Framing Charges	05.07.2024
Date of Commencement of Evidence	08.07.2024
Date of which judgment is reserved	12.05.2026
Date of judgment	16.05.2026
Date of the Sentencing order, if any	N.A.
Date of Amalgamate to Record	N.A.

Accused Details

Rank of the Accused	Name of Accused	Date of Arrest	Date of Release on Bail	Offence Charged with	Whether Acquitted or convicted	Sentence imposed	Period of Detention during Trial for purpose of section 428 of Cr.P.C.
01	Guddu Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
02	Baliram Sah	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
03	Chitranjan Kumar	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
04	Siyaram Sah	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
05	Basant Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
06	Shambhu Pandey	07.10.2019N/A	09.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
07	Saheb Pandey	07.10.2019	09.12.2019	U/s 341/149, 147,	acquitted		



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				148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act			
08	Ratandeep Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
09	Dev Rishi Pandey	17.01.2020	05.02.2020	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
10.	Pappu Pandey @ Shri Bhagwan Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
11.	Deepak Kumar Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
12.	Shivam Kumar	17.01.2020	05.02.2020	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
13.	Satyam Kumar	07.10.2019	09.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		
14	Prushotam Pandey	N/A	16.12.2019	U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act	acquitted		

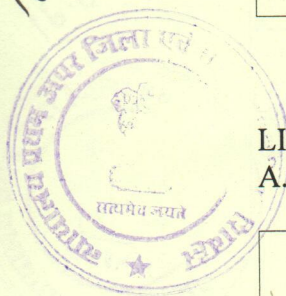
FORM-C

LIST OF PROSECUTION/DEFENSE/COURT WITNESS

A. Prosecution :

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
01.	Kantlal Paswan	Prosecution witness no.01
02.	Prem Baitha	Prosecution witness no.02
03.	Bhagirath Paswan (Informant)	Prosecution witness no.03
04.	Pramod Paswan	Prosecution witness no.04

16.05.26



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05.	Khublal Paswan	Prosecution witness no.05
06.	Sandul Paswan (Informant)	Prosecution witness no.06
07.	Tuntun Pawan	Prosecution witness no.07
08.	Mahesh Sahni	Prosecution witness no.08
09.	Mahngu Paswan	Prosecution witness no.09

B. Defence Witness, if any ; -NIL

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)

C. Court Witness, if any ; -NIL

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)

LIST OF PROSECUTION/DEFENCE/COURTS EXHIBITS
A. PROSECUTION;-

SR. NO.	EXHIBIT NUMBER	DESCRIPTION
01	Ext.- p1/pw3	Signature on fardbayan by informant Bhagirath Paswan.

B. DEFENCE ;

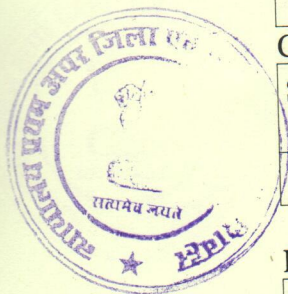
SR. NO.	EXHIBIT NUMBER	DESCRIPTION

C. COURT EXHIBITS ; NIL

SR. NO.	EXHIBIT NUMBER	DESCRIPTION

D. MATERIAL OBJECTS ;

SR. NO.	MATERIAL OBJECT NUMBER	DESCRIPTION



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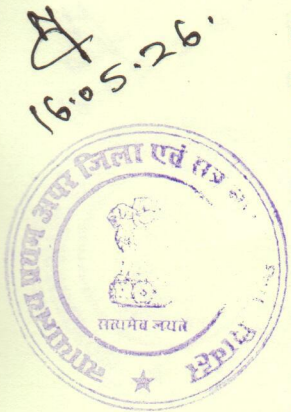
Stave Vs. Shambhu Pandey & others.

Judgment

1. The has been tried against the above named accused persons namely, 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar and 14. Prushotam Pandey, U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act

2. The case of prosecution in brief that on 11.01.2015 at about 08:00 AM, when accused persons Guddu Pandey, Baliram Sah, Chitranjan Kumar, Siyaram Sah, Basant Pandey, Shambhu Pandey, Saheb Pandey, Ratandeep Pandey, Dev Rishi Pandey, Pappu Pandey @ Shri Bhagwan Pandey, Deepak Kumar Pandey, Shivam Kumar, Satyam Kumar and Prushotam Pandey along with several accused persons gathered near the village Brahmasthan. They raised slogan and abused the informant and used caste-related remarks. When the informant objected the accused persons allegedly threatened to kill him. Thereafter, the accused persons open fired with their firearms. The informant escaped by taking shelter behind a tree. On hearing the noise local villagers rushed to the spot, thereupon the accused allegedly fled with continuing fire in the air. Then an F.I.R. has been registered in Sheohar SC/ST Police Station Case No. 02/2015 U/s 147, 148, 149, 341, 323, 307, 504, 506, of I.P.C & 3(1)(x) SC/ST Act.

3. After investigation by the investigator, charge-sheet number- 05/2016 dated 29.02.2016 has been submitted in the court against the above-named accused persons namely, 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu



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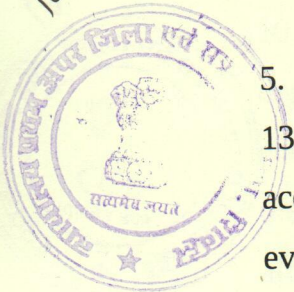
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Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar and 14. Prushotam Pandey . Thereafter, in the present case, the court vide its order dated 04.02.2013 took cognizance for the offence under section-147, 323, 341, 337, 504 of I.P.C. & 3(1)(x) SC/ST Act against the accused persons namely, 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar, 14. Prushotam Pandey and 15 Navlesh Kumar.

4. On 05.07.2024 charge has been framed against the above named accused persons namely, 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar and 14. Prushotam Pandey, under Section 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act, and it has been read over and explained in Hindi to the accused persons and the above named accused persons denied the charge leveled against them and claimed to be tried.

16.05.26



5. The statement of accused persons have been recorded on 13.08.2025 under Section 313 of the CrPC, in which the above named accused persons declared themselves innocent. But neither any oral evidence nor any documentary evidence has been produced in defence. Thereafter, by order dated 16.07.2025, the defence evidence has been closed and the record has been fixed for argument.

6. Now the main question before the Court is whether the prosecution

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has been able to prove its case against the accused persons beyond reasonable doubts."

7. The prosecution produced total nine (09) witnesses in support of its case before the court, which are as follows:-

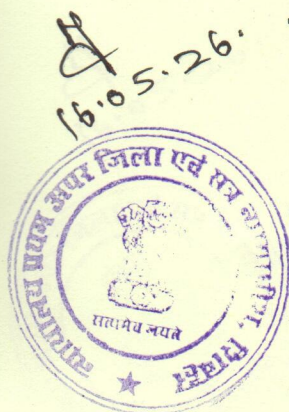
01.	Kantlal Paswan	Prosecution witness no.01
02.	Prem Baitha	Prosecution witness no.02
03.	Bhagirath Paswan (Informant)	Prosecution witness no.03
04.	Pramod Paswan	Prosecution witness no.04
05.	Khublal Paswan	Prosecution witness no.05
06.	Sandul Paswan	Prosecution witness no.06
07.	Tuntun Pawan	Prosecution witness no.07
08.	Mahesh Sahni	Prosecution witness no.08
09.	Mahngu Paswan	Prosecution witness no.08

08. **Prosecution witness No.-01 Kantlal Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

09. **Prosecution witness No.-02 Prem Baitha** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

10. **Prosecution witness No.-03 Bhagirath Paswan (informant)** has deposed in his examination-in-chief that the incident occurred in 2015 at about 08:00 AM. I was sitting near the *Brahamsthan* in the village when the accused persons gathered. An argument ensued, including physically altercations. Afterwards, I went to the police station and filed a case. This is the written application based on the complaint. My signature, which I recognized is marked as Exhibit P1/PW3. I recognize all the accused persons.

This witness stated in his cross-examination that I happily settled



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the case, my signature is on the compromise and permission petitions which I have filed in the court. None of the members of the group abused me with caste name.

11. **Prosecution witness No.-04 Pramod Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

12. **Prosecution witness No.-05 Khublal Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

13. **Prosecution witness No.-06 Sandul Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

14. **Prosecution witness No.-07 Tuntun Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

15. **Prosecution witness No.-08 Mahesh Sahni** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

16. **Prosecution witness No.-09 Mahngu Paswan** has been declared hostile witness and he has expressed ignorance regarding the incident. The police officer did not take his statement. he recognize the Mudallah.

17. The prosecution has produced the following documentary evidence before the Court in support of its case, which are as follows:-

Nill	Nill
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18. Learned Special Public Prosecutor, appearing for the



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prosecution, submits that the prosecution has been fully successful in proving the charges leveled against the accused persons on the basis of the evidence of the witnesses produced by the prosecution. Therefore, they are liable to be punished.

19. Learned counsel for the defence submits that the evidence of the witnesses adduced by the prosecution does not substantiate the charges leveled against the accused persons. Therefore, the accused persons should be acquitted for the allegation leveled against them.

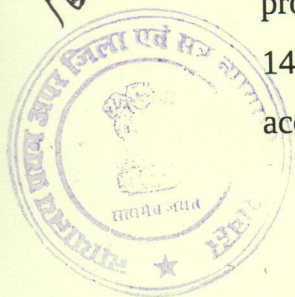
FINDINGS

20. Generally, prosecution bear the burden of proof and are required to prove their version reasonable doubt. This means that the prosecution being presented by the prosecution must be proven to the extent that there could be no reasonable doubt in the mind of a reasonable person that the defendants are guilty.

21. In order to prove the prosecution case the prosecution has produced altogether 9 (nine) witnesses but all the witnesses produced by the prosecution have been declared hostile. The case has been compromised between the parties and a duly signed compromise petition has been filed on behalf of both the parties. From perusal of deposition of informant it is crystal clear that no offence either under IPC or under SC/ST Act has been committed by the accused persons. Hence, the prosecution has failed to prove the offences under Section 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act against the accused persons.

ORDER

In the absence of sufficient prosecution evidence the above named accused persons 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri



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Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar and 14. Prushotam Pandey are acquitted for the offences U/s 341/149, 147, 148, 323/149, 337/149, 504/149 of I.P.C & 3(1)(x) SC/ST Act. Since the accused persons 1. Guddu Pandey, 2. Baliram Sah, 3. Chitranjan Kumar, 4. Siyaram Sah, 5. Basant Pandey, 6. Shambhu Pandey, 7. Saheb Pandey, 8. Ratandeep Pandey, 9. Dev Rishi Pandey, 10. Pappu Pandey @ Shri Bhagwan Pandey, 11. Deepak Kumar Pandey, 12. Shivam Kumar, 13. Satyam Kumar and 14. Prushotam Pandey are already on bail. Hence, they are discharged from the liability of their bail bonds.

Dictated and Corrected by

Mahesh Kumar

(Mahesh Kumar)

Additional District

& Sessions Judge -1st

-cum- Special Judge

SC/ST Sheohar

Date-16.05.2026

Dictated and Corrected by

Mahesh Kumar

(Mahesh Kumar)

Additional District

& Sessions Judge -1st

-cum- Special Judge

SC/ST Sheohar

Date- 16.05.2026

