

In the Court of Md. Gheyasuddin, District & Additional Sessions Judge-II

Vaishali at Hajipur

Sessions Trial No.- 519/2023

Patepur P.S. Case no.- 224/2018

State Vs. Kavita Devi & Others

22-07-2026

A discharge petition dated 17.01.2024 filed on behalf of accused petitioner namely, Kavita Devi u/s 227 of Cr.PC. moved today with the prayer to allow the petition filed on behalf of defence to discharge the accused / petitioner. It has been submitted on behalf of the accused petitioner that all the witnesses have not supported the case of the informant and all the witnesses are hereby. It has been further submitted that allegation levelled against the petitioner is baseless, no case is made out against the petitioner. It has been also submitted that petitioner is lady and director of Aganbari Kendra and only with harras and humiliate this present case is drawn with malaise intention and in village politics his name is surface in this false case and concocted case so this case is not true in eyes of law. Accordingly, prayer has been made for discharged the accused petitioner.

The Id. Additional P.P. for the State has orally submitted that the petition filed by the defence is not maintainable either on law or fact. It has been further submitted that from the perusal of the material available in this record and after completing the investigaiton, police has submitted the charge-sheet against the petitioner. The re-statement of informant has been recorded in para – 2 of case diary, in which she supported all the prosecution case and implication of this accused petitioner in the occurrence. It has been further submitted that there is ample material available in the case record to frame the charge for trial against the accused petitioner,

From perusal of the case record, it appears that on the written petition of the informant Patepur P.S. Case No. 224/2018 has been registered

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against the accused petitioner. It appears that petitioner alongwith several other accused persons armed with lethal weapons, threatened with dire consequences to the informant and other. The slogans raised by them, allegedly, causes to believe them to be associated with some radical group. Re-statement of informant namely Anita Devi, witnesses namely, Shashi Ranjan Singh, Vijay Kumar Singh, Shyam Nandan Singh, Abhay Kumar Singh, Ram Sewak Rai, Prem Kishore Singh, Sonam Kumari and Priyanka Kumari have supported the alleged occurrence. Cognizance of offence has been taken on 02.06.2020 u/s 302, 120(B), 201, 379, 411, 364 of IPC and u/s 27 of the Arms Act and 13/16/19/20 of U.A.P. Act against the accused petitioner by A.C.J.M.- XIV, Hajipur at Vaishali.

In the facts and circumstances of the case discussed above, it is found that prima facie case there is sufficient ground for framing of charge for the offence punishable u/s 302, 120(B), 201, 379, 411, 364 of Indian Penal Code and 27 of the Arms Act and 13/16/19/20 of U.A.P. Act against accused petitioner. Accordingly, petition u/s 227 of Cr.P.C, dated 17.01.2024 filed on behalf of accused petitioner is hereby rejected. The accused petitioner is directed to be physically present on the date fixed.

Put up on **30-07-2026** for Charge framing.

Sd/-

Date: 22-07-2026

District & A.S.J.-II

Vaishali at Hajipur