

IN THE COURT OF SDJM,
BETTIAH, BIHAR

Present: SHRI SHAILESH KUMAR

Date of the Judgment: 14-08-2026

Cri Reg No-2834/2025

GR Case No- 2989/2023

(Arising out of FIR No –Nautan- 271/2023)

Prosecution	State of Bihar
Represented by	Learned APO for the state.
Accused	1. Aditya Kumar Gupta @ Guddu Kumar 2. Prema Devi 3. Baliram Prasad
Represented by	Advocate- Sri Imteyaz Ahmad

Date of Offence	26-02-2020 TO 05-07-2023
Date of FIR	06-07-2023
Date of Chargesheet	02-05-2025
Date of Charge	19-01-2026
Date of commencement of evidence	06-08-2026
Date of the Judgment	14-08-2026
Date of the Sentencing Order , if any	N/A

Accused Details:

Rank of accused	Name of accused	Date of Surrender	Date of release on bail	Offences charged with	Whether acquitted or convicted	Sentence imposed	Period of detention undergone during trial
01	Aditya Kumar Gupta @ Guddu Kumar	13-08-2024	13-08-2024	Sec-341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act	Acquitted		
02	Prema Devi	18-04-2024	18-04-2024	Sec-341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act	Acquitted		
03	Baliram Prasad	18-04-2024	18-04-2024	Sec-341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act	Acquitted		

LISTOFPROSECUTION/DEFENCE/COURTWITNESSES**A. Prosecution**

RANK	NAME	NATURE OF EVIDENCE
PW1	Neha Devi	Informant
PW2		
PW 3		
PW4		

B. DefenceWitnesses,ifany:

RANK	NAME	NATURE OF EVIDENCE
DW1	N/A	
DW2	N/A	

A. CourtWitnesses,ifany:

RANK	NAME	NATURE OF EVIDENCE
CW1	N/A	
CW2	N/A	

LISTOFPROSECUTION/DEFENCE/COURTEXHIBITS**B. Prosecution:**

Sr.No	EXHIBITNUMBER	DESCRIPTION
1	ExhibitP-1/pw-1	N/A
2	ExhibitP-2	N/A

C. Defence:

Sr.No	ExhibitNumber	DESCRIPTION
1	ExhibitD-1/DW1	N/A

D. CourtExhibits

Sr.No	ExhibitNumber	DESCRIPTION
1	ExhibitC-1	N/A
2	ExhibitC-2	N/A

MaterialObjects:

Sr.No	MaterialObjectNumber	DESCRIPTION
1	MO1	N/A
2	MO2	N/A

JUDGMENT

1. The above mentioned accused persons have been facing trial u/s- 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act in this case.
2. The present case emerges from the Fard Bayan of Informant on the basis of which the FIR was lodged u/s- 341, 323, 379, 498A, 504, 506/34 IPC & 3/4 D.P. Act at Nautan Police station bearing FIR no 271/2023.
3. The prosecution story is that the informant was married to Aditya Kumar Gupta @ Guddu Kumar. The accused persons started demanding dowry and when family members of informant were not able to fulfill the demand, the accused assaulted and tortured the informant.
4. In this case the FIR was lodged on 06-07-2023. After investigation, the chargesheet was submitted on 02-05-2025. After taking cognizance and on the appearance of the accused persons, the charge was framed and explained under section u/s 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act, to which they pleaded not guilty and claimed to be tried.
5. Then, the Prosecution produced 01 witness. The evidence of the prosecution side was closed on 29.06.2026. The statement of the accused persons was recorded u/s 313 Cr.P.C. on 10.08.2026, in which the accused persons claimed to be innocent. The defence side did not produce any evidence, on oral request of the defence, the same was closed. The arguments of prosecution and defence were closed on 14-08-2026.
6. The defence case in brief is the denial of the entire occurrence and innocence of the accused persons.
7. On the basis of the aforementioned facts and circumstance the main question for determination is, as to whether the prosecution had succeeded in proving the charges u/s 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act in this case against all the accused beyond the shadow of all reasonable doubts?

FINDINGS

8. There are some most important cardinal principles of the criminal jurisprudence such as presumption of innocent unless proven guilty, the burden of proving the guilt of the accused always lies upon the prosecution and the guilt of the accused must be proven by the prosecution beyond the shadow of all reasonable doubts. Through the following discussion, this court will try to implement these above mentioned cardinal principles and find out the end result of this case. Discussion is as follows:-

Section 498A IPC 1860:- Section 498A IPC 1860 provides that Whoever, being the husband or the relative of the husband of a woman, subjects such woman to cruelty shall be punished with imprisonment for a term which may extend to three years and shall also be liable to fine.

Explanation.— For the purpose of this section, “cruelty” means—(a) any wilful conduct which is of such a nature as is likely to drive the woman to commit suicide or to cause grave injury or danger to life, limb or health (whether mental or physical) of the woman; or
(b) harassment of the woman where such harassment is with a view to coercing her or any person related to her to meet any unlawful demand for any property or valuable security or is on account of failure by her or any person related to her to meet such demand.

PW 1 Neha Devi married to Aditya Kumar Gupta @ Guddu Kumar, who is the informant of case has supported her case during examination in chief. She stated that she was married to Aditya Kumar Gupta @ Guddu Kumar. The accused persons started demanding dowry and when her family members were not able to fulfill the demand, the accused assaulted and tortured her.

During cross-

In para 1, PW1 stated that she has compromised the case.

In para 3, she stated that no one demanded dowry from her.

In para 4, she stated that no one assaulted her.

In para 7, she stated that she does not want to contest the case.

In Dahyabhai Chhaganbhai Thakkar vs. State of Gujarat, AIR 1964 SC 1563, the Hon'ble Sreme Court has ruled that *it is the fundamental principle of criminal jurisprudence that an accused is presumed to be innocent and, therefore, the burden lies on the prosecution to prove the guilt of the accused beyond reasonable doubt. This general burden never shifts and it always rests on the prosecution.*

In a criminal trial, the burden of proving every thing essential to the establishment of the charge against an accused always rests on the prosecution and there is a presumption of innocence in favour of the accused until the contrary is proved. Criminality is not to be presumed, subject of course to some statutory exceptions.

In Nasir Sikander Shaikh v. State of Maharashtra, AIR 2005 SC 2533 it has been held by Hon'ble

Apex Court that burden is heavy on the prosecution to prove every ingredient of the offence. In the instant case, the prosecution has failed to establish the charge.

- Only 1 witnesses has been examined on behalf of prosecution .
- No any other witness has appeared on behalf of prosecution .
- PW 1 who is the informant of case has admitted that she has compromised the case and stated that no one assaulted her and does not want to continue the case.

Hence the prosecution has not been able to prove the case beyond reasonable doubt.

Prosecution is under legal obligation to prove each and every ingredient of the offence alleged against the accused beyond any reasonable doubt. Suspicion howsoever it may be, can not be the standard of proof required for establishing the guilt of the accused person.

Therefore, in the light of above discussion, this court has come to the conclusion that prosecution side has not discharged their burden of proving the guilt of the accused persons. Consequently, allegations u/s 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act have not been proved beyond the shadow of all reasonable doubts against the above mentioned the accused person.

9. Therefore, the accused person is hereby held to be not guilty of the charges u/s 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act. It is therefore,

ORDERED

That the accused person namely **Aditya Kumar Gupta @ Guddu Kumar, Prema Devi, Baliram Prasad** are hereby acquitted of the charges u/s 341, 323, 498A, 504, 506/34 IPC & 3/4 D.P. Act. The sureties are discharged from liability as to bail bonds. Accused persons are to liberty. Warrant of arrest if any issued against the accused persons stands cancelled. The case stands disposed off.

Typed and corrected by me.

Pronounced by me in open court.

(Shailesh Kumar)
I/C SDJM
Bettiah, West Champaran
14th August, 2026

(Shailesh Kumar)
I/C SDJM
Bettiah, West Champaran
14th August, 2026

