

Ref. Case: P.R.C.631/2022

Present: Munmee Neog , Addl. C.J.M, Kokrajhar

02.01.2023

All three accused persons are present.

Informant/victim is examined as PW1, he is cross examined and is discharged.

The learned Addl. P.P. has prayed for closing evidence of prosecution considering the evidence adduced by witness examined and also by submitting that he declined to examine rest of the witnesses.

Perused the evidence and materials on record. Thus, on the basis of prayer of Addl. P.P and considering evidence of informant/victim already recorded, I find no necessity to examine remaining witnesses. Accordingly, examination of remaining listed witnesses of prosecution is dispensed with and further proceeding is stopped by invoking Section 258 of Cr.P.C.

Finding no incriminating material against the accused persons, recording of their statement under Section 313 of CrP.C is dispensed with.

Heard argument advanced by learned Addl. P.P as well as of defence counsel.

Judgment is delivered and the operative part of same is pronounced in the open court and

the same prepared in separate sheets is enclosed with the record.

In result, I am satisfied to hold that the prosecution side failed to prove commission of offences under Sections 294/352/34 of I.P.C against the accused persons beyond all reasonable doubt. I find all of them not guilty and acquit them forthwith. Bail bonds furnished on behalf of accused persons shall remain valid for a period of six months from today.

Seized article, if any, be disposed of in due course of law.

Case is, accordingly, disposed of on contest.

Sd/- Smti. Munmee Neog

Addl. Chief Judicial Magistrate

Kokrajhar