

BRST020015342022



**IN THE COURT OF Dr. ABHINAV KUMAR
JUDICIAL MAGISTRATE FIRST CLASS, SITAMARHI**

Tr. No. 1076/2024

Complaint Case No. 1161/2022

Present:- Dr. Abhinav Kumar, JMFC Sitamarhi

Rubi Khatoori Vs Maulana Md. Waliur Rahman

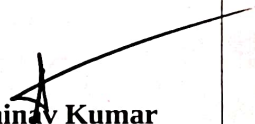
DATE	ORDER	REMARKS
22.05.2025	Complainant is not present and the accused Maulana Md. Waliur Rahman is present before the court through their Ld. Advocate. This record is put for the hearing today. The Ld. Advocate from the defendant side filed an application under section 245 Cr.P.C for the discharge of the accused namely, Maulana Md. Waliur Rahman. The Ld. Advocate for the petitioner accused submits that the Hon'ble Court has taken the Cognizance against all the accused under section 323, 498(A) of the I.P.C. Ld. Advocate further submitted that no case is made out against any of the accused. Hence, prayed that in this complaint petition u/s 245 CrPC all the accused can be discharged. From the perusal of the record, it appears that the case was filed through a complainant petition in the year 2022 dated 14.10.2022 and cognizance has been taken u/s 323, 498(A) of the I.P.C dated 18.01.2023. However, no witnesses has turned up despite giving the ample opportunities. Before charge evidence was closed on dated 24.04.2025. And on dated 22.05.2025 petition for the discharge has been filed by the Ld. Advocate from the accused.	

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Therefore, considering the facts and circumstances of this case, I am of considered opinion that there is no utility in further adjourning this case. Since, there is no material available on record to proceed in this case and this court has already given the sufficient time with respect to the proceedings of this case. The accused person namely **Maulana Md. Waliur Rahman** is discharged form this case.

The O/C is directed to send this record-to-record room as per rules.


Dr. Abhinav Kumar
J.M. 1st Class,
Sitamarhi
Dated:22.05.2025