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		Duration	:	Ys. Ms. Ds. 04 03 29

Part 'A'

(Para 44(i) of Chapter VI of Criminal Manual)

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, SATARA
AT : SATARA

Present : Amit M. Shete,
Additional Session Judge, Satara

Session Case No. 29 / 2022, Exh.No.

(Date of Judgment : 09.06.2026)

Crime No.	192/2018
Sections	U/s 395, 120-B r/w 34 of Indian Penal Code
Police Station	Miraj Railway Police Station
INFORMANT	Sou Nirmala Ravindra Kamble Age 25 yrs., Occu. Housemaker, R/o Flat No.7, Mali Ali, Talegaon Dabhade Tal.Maval Dist.Pune original R/o Mande Durg Post Sundi Tal.Chandgad Dist.Kolhapur
REPRESENTED BY	APP Smt. S.A. Kshirsagar
ACCUSED	Anil @ Dadya Ramdas Pawar Age 26 yrs., Occu. Labour work R/o Arole Vasti, Jamkhed, Dist.Ahmednagar
REPRESENTED BY	Ld.Adv.Shri T.S. Modak for accused

Part “B”

(Para 44(ii) of Chapter VI Criminal Manual)

Date of Offence	13.07.2018
Date of F.I.R.	13.07.2018
Date of Charge-sheet	11.02.2022
Date of framing of Charges	30.08.2024
Date of commencement of evidence	18.12.2025
Date of which Judgment is reserved	09.06.2026
Date of the Judgment	09.06.2026
Date of the Sentencing Order, if any	---

Accused Details

Rank of the accused	Name of the accused	Date of arrest	Date of release on bail	Offences charged with	Whether acquitted or convicted	Sentence imposed	Period of Detention Undergone during Trial for purpose of Sec.428 of Cr.PC.
1.	Anil @ Dadya Ramdas Pawar	21.10.2019	02.08.2023	U/s 395 of Indian Penal Code	Acquitted	---	---

Part “C”

(Para 44(ii) of Chapter VI Criminal Manual)

LIST OF PROSECUTION / DEFENCE / COURT WITNESSES**A. Prosecution :**

RANK	NAME	EXH. No.	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
PW-01	Nirmala Ravindra Kamble	27	Informant

B. Defence Witnesses, if any :

RANK	NAME	EXH. No.	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
DW 1	---	---	---

C. Court Witnesses, if any :

RANK	NAME	EXH. No.	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
CW 1	---	---	---

LIST OF PROSECUTION / DEFENCE / COURT EXHIBITS**A. Prosecution Exhibits :**

Sr. No.	Exhibit No.	Description
1.	P-28 / PW-1	Report

B. Defence Exhibits :

Sr. No.	Exhibit No.	Description
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C. Court Exhibits :

Sr. No.	Exhibit No.	Description
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D. Material Objects :

Sr. No.	M.O. No.	Description
1.	---	---

JUDGMENT(Delivered on 09th day of June, 2026)

1. The accused stand prosecuted for the offence of committing dacoity.

2. Brief facts of the prosecution case are as under :

The informant Sou Nirmala Ravindra Kamble was travelling by Hubali express. She was travelling from Pune to Belgum. She started journey at about 11.15 p.m along with her husband. They were travelling from coach no.S/3. She slept on her berth and her head was towards the window. After sometime, she noticed somebodies hand around her neck snatching Mangalsutra, therefore, she raised hue and cry. She caught hold her one of the mangalsutra, however the half portion was snatched away. On hearing her cry, her husband got up and ran out of bogie to find out the snatcher however, no one was noticed. The train was halted and there was dark outside. The incident occurred at about 3.45 a.m. and the train was in between Rahimatpur and Koregaon. Initially, they went to Belgum police however, they refused to take her complaint and asked her to approach Miraj railway police. Therefore, on 13.07.2018 she lodged the report in Miraj Railway police.

3. On the basis of said report, present crime vide C.R.No. 192/2018 for the noted offences was registered with Miraj Railway police Station. The I.O. carried out investigation and filed the charge-sheet.

4. The charge (Exh.13) was framed against the accused to which he pleaded not guilty (Exh.14) and claimed to be tried. The prosecution examined one witness i.e. informant and relied upon documentary evidence. Considering the peculiar facts, the evidence of prosecution has been closed. Since, there is no material on record brought by prosecution, the statement of accused as per Section

313(5) of Cr.P.C. [351(5) of BNSS] is dispensed with. The defence chose not to lead any evidence.

5. Gone through the evidence and documents on record. Following points arose for my determination and the same are answered accordingly for the reasons noted thereunder :-

<u>Sr.No.</u>	<u>Points</u>	<u>Findings</u>
	Does prosecution prove that on 13.07.2018 at about 3.15 a.m to 3.50 a.m, in LTT Kurla - Hubali express train No.17138, in between Koregaon and Rahimatpur Railway station accused in furtherance of their common intention ;-	
1.	committed dacoity by forcibly snatching Mangalsutra of informant from her person?	No.
2.	hatched a criminal conspiracy and agreed amongst them to commit dacoity?	No.
3.	What order ?	As per final order.

: REASONS :

As to Point no.1 :-

6. The prosecution examined PW 1 Smt.Nirmala Kamble (Exh.27). Her evidence is in consonance with her own story. However, there is no T.I. parade conducted by the I.O nor the informant saw the accused while snatching ornament. The witness proved the report (Exh.28).

7. As noted above, the informant had not noticed the accused while snatching her ornament neither there is any T.I. parade conducted by the Investigating Officer. As per the prosecution, the incident occurred in the intervening night of 12 and 13.07.2018 at about 3.45 a.m.. The informant could not see the snatcher due to dark outside the train. Thus, the basic identity of present accused has not been established by the prosecution which goes to the root of matter.

8. The I.O, during investigation sought custody of accused from another crime registered for the same offence. The accused has not been arrested in present crime. In short, on the basis of execution of crime, the custody of accused has been sought however, there is no material brought on record to show that it is the same accused who has committed the alleged crime. Since, there is no witness to implicate accused in present crime, the evidence of prosecution has been closed. Therefore also, the accused deserves benefit of doubt. Thus, I answer the points accordingly and pass following order :-

: ORDER :

1. Accused Anil @ Dadya Ramdas Pawar is hereby acquitted U/Sec. 235(1) of the Code of Criminal Procedure, of the offence punishable under Section 395 of the Indian Penal Code.
2. His bail bond stands cancelled and surety stands discharged.
3. The accused is directed to furnish surety of Rs.15,000/-, in compliance of Section 437A of the Code of Criminal Procedure within one month from today.

4. The Miraj Railway Police is hereby directed to submit the supplementary charge sheet to the extent of absconding accused on their arrest.

Dictated and pronounced in open Court.

SATARA.
Dt.09.06.2026

(Amit M. Shete)
Additional Sessions Judge, Satara.