

IN THE COURT OF SESSIONS JUDGE, AZAMGARH.

PRESENT: JAI PRAKASH PANDEY, H.J.S.

S.T. No. 252 of 2026

State vs.

Kuldeep Tiwari

Case Crime No.- 333/2025

U/Ss.- 85, 80(2), 115(2), 352, 351(3) B.N.S. & ¾ D.P. Act &
Alternative Section 103(1) B.N.S.

P. S.- Sidhari, District- Azamgarh.

CHARGE

I, **Jai Prakash Pandey**, Sessions Judge, Azamgarh, hereby charge you **Kuldeep Tiwari** as follows:

1- That on 20.11.2021, (complainant's sister) Ekta Tiwari's marriage was solemnized with you. After marriage, you had demanded additional dowry and in case of non-fulfillment of your demand, you had tortured mentally and physically the deceased Ekta Tiwari and subjected her to cruelty till her death and thereby you have committed an offence punishable under **Section 85 B.N.S.** and within the cognizance of this court.

2- That on 04.04.2025, at about 05.30PM, at your rental house situated near Ekrampur main road, Zafarpur, within the limits of P.S. Sidhari, District Azamgarh, deceased Ekta Tiwari died due to poisoning and her unnatural death occurred in your rental house(in-laws-house) within seven years of her marriage and you committed an offence of dowry death of complainant's sister Ekta Tiwari and thereby you have committed an offence punishable under **Section 80(2) B.N.S.**, and within the cognizance of this court.

3- That on 20.11.2021, (complainant's sister) Ekta Tiwari's marriage was solemnized with you. After marriage, you had demanded additional dowry from deceased Ekta Tiwari and thereby you have committed an offence punishable under **Section 3/4 Dowry Prohibition Act** and within the cognizance of this court.

4- That on the aforesaid date, time and place, you gave criminal intimidation to Ekta Tiwari(deceased) and thereby you have committed an offence punishable under **Section 351(3) B.N.S.**, and within the cognizance of this Court.

5- That on the aforesaid date, time and place, you insulted complainant's sister Ekta Tiwari(deceased) knowing it to be likely that such provocation will cause her to break the public peace, and thereby you have committed an offence punishable under **Section 352 B.N.S.** and within the cognizance of this Court.

6- That on the aforesaid date, time and place, you voluntary caused simple injuries to the complainant's sister Ekta Tiwari(deceased), and thereby you have committed an offence punishable under **Section 115(2) B.N.S.** and within the cognizance of this Court.

(Alternative Charge)

That on 04.04.2025, at about 05.30PM, at your rental house situated near Ekrampur main road, Zafarpur, within the limits of P.S. Sidhari, District Azamgarh, you have

committed murder of complainant's sister Ekta Tiwari by administering her poisonous substance, and thereby you have committed an offence punishable under **Section 103(1) B.N.S.**, and within the cognizance of this court.

And I hereby direct that you be tried by this Court on the said charge.

Dated: 17.07.2026

(Jai Prakash Pandey)
Sessions Judge,
Azamgarh.

Charge read over and explained to the accused person in Hindi to which he pleaded not guilty and claimed to be tried.

Dated: 17.07.2026

(Jai Prakash Pandey)
Sessions Judge,
Azamgarh.

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Alternative Section 103(1) B.N.S.

P. S.- Sidhari, District- Azamgarh.

ORDER

Case called out. Accused **Kuldeep Tiwari** is present in the court.

Learned D.G.C. (Crl.) for prosecution opened its case by describing the charge brought against the accused person and stating by what evidence he proposes to prove the guilt of the accused person.

Learned counsel for the accused person has submitted that no prima facie case has been made against accused person. There is no material against the accused person.

Heard learned counsel for the parties and perused the record.

Upon consideration of the arguments of the learned counsels and perusal of records of the case and documents submitted therewith, I am of the opinion that prima facie offence under section 85, 80(2), 115(2), 352, 351(3) B.N.S. & ¾ D.P. Act is made out against the accused Kuldeep Tiwari at this stage and there is sufficient evidence collected by the prosecution to prove its case.

Upon considering the facts and circumstances of this matter and law laid down by the Hon'ble Apex Court and in the interest of justice, it is also necessary that an alternative charge for the offence under Section 103(1) B.N.S. is to be framed against the accused person.

On the basis of the above facts and circumstances, I am of the view that charge against the accused person for the offence under section 85, 80(2), 115(2), 352, 351(3) B.N.S. & ¾ D.P. Act and also an alternative charge for the offence under section 103(1) B.N.S. to be framed against the accused person.

Consequently, you are being charged for the aforesaid offences. Put up on **06.08.2026** for evidence. Summon the witnesses.

Dated: 17.07.2026

(Jai Prakash Pandey)

Sessions Judge,
Azamgarh.