

Present: Shri Akhilesh Kumar Pandey
JO CODE WB 00784
Spl.GR. 23 of 2023
Reg. No. 23 of 2023
CNR No. WBDJ01-0006602023

Order No.25
Dated: 01.07.2026

All the four accused persons on bail are present.
Today is fixed for examination of the accused persons u/s 313 CrPC.
Ld. Advocate for the accused persons as well as the Ld. Spl.PP for the prosecution are present.
Record is taken up for examination of the accused persons u/s 313 of CrPC.
Accused persons are examined u/s 313 of CrPC in separate sheet kept with the record where the accused persons plead innocent and claimed to be falsely implicated in this case, they also decline to adduce any evidence in their defence.
Heard both sides.
In view of the submissions made by the Ld. advocate for the accused persons and the consent of the Ld. Spl.PP for the prosecution, record is taken up for hearing of argument.
Heard argument in full from both the sides.
Judgment will be pronounced later in course of day's work.
Dict. & Corr. By

Sd/-

Judge

Sd/-

Addl Sessions Judge Cum
Judge, Special Court,
1st Court, Darjeeling

Later,
01.07.2026

All the four accused persons on bail are present.
Judgment is ready in eleven pages in both sides and is pronounced in open Court in presence of the Ld. Special PP for the prosecution and the Ld. Advocate for the accused persons and in the hearing of the accused persons.
The operative part of the judgment is pronounced as here under:
Hence, it is

ORDERED,

that the accused persons namely 1. Thega Mahato 2. Sakuntala Mahato 3. Bishnu Mahato and 4. Bharamma Mahato stood trial for offence punishable are found not guilty of the offence and are acquitted u/s 235(1) of Cr.PC for the offence punishable u/s 341/323/34 of IPC read with sections 3(1)(r)(s) of SC & ST (POA) Act.

In view of the provisions u/s 437A of CrPC, the accused persons on bail to continue to remain on same bail bond for the period of next six months.

Seized alamsats if any, be destroyed after the period of appeal.

Dict. & Corr. By

Sd/-

Judge

Sd/-

Addl Sessions Judge Cum
Judge, Special Court,
1st Court, Darjeeling