

GR Case No 139/2022 (CIS NO. 964/2023)
Delivered by Madhurima Mondal
State of West Bengal Vs Ranjit Sing @ Sanju & Others.
Under Section 406/420/34 of the Indian Penal Code,1860.

FORM A

IN THE COURT OF THE JUDICIAL MAGISTRATE, JHARGRAM, DIST JHARGRAM	
Present : Madhurima Mondal, JM, Jhargram JO Code WB 01515	
[Dated 15.07.2025]	
GR Case No. 139/2022 TR No. 975/2023 CIS No 964/2023 CNR No. WBWM07-00160-2023	
(Belpahari PS Case No. 06/2022 dated 11/02/2022)	
Complainant	STATE OF WEST BENGAL
Represented by	Sri Anil Mandal, Ld. APP
Accused Persons	1. Hemanta Mahata 2. Ranjit Sing @ Sanju 3. Arun Kr. Mahata 4. Sk. Asab Ali 5. Sisir Kumar Mahata 6. Gurupada Singh Sardar
Represented by	Sri Nani Gopal Das

FORM B

Date of Offence	08/05/2021
Date of FIR	11/02/2022
Date of Charge sheet	28/09/2022
Date of Framing Charge	19/05/2025
Date of Commencement of Evidence	19/05/2025
Date on which Judgment is reserved	
Date of Judgment	15/07/2025
Date of the sentencing order, if any	NA

Accused Details

Rank and name of the Accused person	Date of arrest	Date of release on bail	Offence charged with	Whether acquitted or convicted	Sentence imposed	Period of detention undergone during Trial for purpose of section 428 Crpc
1. Hemanta Mahata	12.02.2022	14.04.2022	U/S 406/420/	Acquitted	NA	NA

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			34 of IPC			
2. Ranjit Sing @ Sanju	12.02.2022	14.04.2022	U/S 406/420/34 of IPC	Acquitted	NA	NA
3. Arun Kr. Mahata	12.02.2022	14.04.2022	U/S 406/420/34 of IPC	Acquitted	NA	NA
4. Sk. Asab Ali	18.05.2023	18.05.2023	U/S 406/420/34 of IPC	Acquitted	NA	NA
5. Sisir Kumar Mahata	15.09.2022	29.09.2022	U/S 406/420/34 of IPC	Acquitted	NA	NA
6. Gurupada Singh Sardar	16.09.2022	29.09.2022	U/S 406/420/34 of IPC	Acquitted	NA	NA

FORM C

A. Prosecution

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESSES)
P.W.1	Puja Pandit	Defacto complainant
P.W.2	Sudipta Pandit	Witness

B. Defence witnesses, if any: Nil

LIST OF PROSECUTION/DEFENCE/COURT EXHIBITES

- A. Prosecution: Nil
B. Defence: Nil
C. Court Exhibites: Nil
D. Material Objects: Nil

Case of the prosecution came into trial under section 406/420 of Indian Penal Code, 1860.

One Puja Pandit lodged the first information report to the effect that one Hemanta Mahata offered a job to the complainant at Bandhan bank, Belpahari. She further alleged that all the accused persons collected money from different persons promising them to offer the job. The accused also collected an amount of Rs 1,30,000/- from the complainant and supplied her a fake appointment letter. The accused persons misappropriated the money from her. As such, the instant case was filed.

The information being cognizable in nature the Police started specific case and after completion of investigation, the investigating officer of this case submitted charge sheet against the accused persons namely, Hemanta Mahata, Ranjit Sing @ Sanju, Arun Kr. Mahata, Sk. Asab Ali , Sisir Kumar Mahata and Gurupada Singh Sardar vide charge sheet No. 60/2022 dated 28.09.2022 under section 406/420/34 of Indian Penal Code, 1860.

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The trial commenced and the accused persons facing the trial were examined under section 240 of Code of Criminal Procedure, 1973 and charge was framed against the accused persons under sections 406/420/34 of Indian Penal Code, 1860 to which they pleaded not guilty and claimed to be tried.

The accused persons are examined as per provisions of section 313 of Criminal Procedure Code,1973 and they pleaded innocence.

The accused persons never preferred for adducing any witnesses on their part in spite of the opportunity given to them.

Heard the argument made by the Ld. APP and the prosecution in full.

Points of determination

1. Whether the accused person have committed any offence punishable under sections 406/420/34 of Indian Penal Code, 1860 ?
2. Whether the prosecution has been able to establish the case against the accused persons beyond all reasonable doubts?

Decision with reasons

PW1 Puja Pandit during her examination in chief submitted that she had filed this case against the accused persons. They had taken money from her but presently, the matter has been amicably settled between them.

In her cross examination, she stated that she has no allegations against anyone.

PW2 Sudipta Pandit during his examination in chief submitted that his wife had filed this case against the accused persons and presently, the matter has been amicably settled between them.

In his cross examination, he stated that he has no allegations against anyone.

Decision with reasons

The de facto complainant while lodging his first information report came up with allegations that the accused persons misappropriated cash from her and also from the other innocent people by promising them to grant job in return. They further alleged that they paid an amount of Rs 1,30,000/- to the accused person for getting a job at a bank but they misappropriated the money without granting any job to her. But during her deposition the complainant stated that she has no allegations against anybody. During the trial of this case the other independent witnesses have specifically failed to utter anything regarding the alleged incident. No documentary evidence has been placed before the Court by the prosecution.

The prosecution badly failed to establish its case and there was not a single iota of evidence attracting the ingredients of sections 406/420/34 of Indian Penal Code, 1860.

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Hence, it is.....

Ordered

That the accused persons namely, **Hemanta Mahata, Ranjit Sing @ Sanju, Arun Kr. Mahata, Sk. Asab Ali, Sisir Kumar Mahata and Gurupada Singh Sardar** are found not guilty of committing any offence punishable under sections 406/420/34 of Indian Penal Code, 1860 .

The accused persons are acquitted from this case as per provisions of section 248 (1) of the Code of Criminal Procedure, 1973.

The accused persons be released from their respective bail bonds at once.

The De-facto Complainant is at liberty to prefer Appeal against the acquittal and if required and necessary to avail free legal aid through the District Legal Services Authority to prefer and prosecute any such Appeal if preferred.

Let the Copy of this Judgement be forwarded to the District Magistrate, Jhargram and to the Ld. Secretary, District Legal Services Authority, Jhargram for information.

Typed and corrected by me.

(Madhurima Mondal)
Judicial Magistrate Jhargram.
J.O Code: WB01515

(Madhurima Mondal)
Judicial Magistrate, Jhargram
JO Code:WB01515