

FORM - A

IN THE COURT OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE 2ND COURT, RAGHUNATHPUR, DISTRICT - PURULIA Present : <i>Debayan Ganguly</i> Additional Chief Judicial Magistrate 2nd Court Raghunathpur, Purulia J.O. Code: WB01313 Date of the Judgment: 19th day of June, 2026 Case No. GR: 141/25 TR: 172/25 (CIS Registration No. 517/2025) (CNR No.- WBPU06-000763-2025) (Arising from Santaldih P.S Case No. 27/25 dated 24/02/2025)	
Complainant	State of West Bengal
Presented by	Name of Advocate: Rabi Sharma
Accused	1. Imran Ansary 2. Mujib @ Mujib Rahama Ansary 3. Nasim Ansary
Represented by	Name of Advocate: Md. Jakir Ansary

FORM - B

Date of Offence	23.02.2025
Date of F.I.R.	24.02.2025
Date of Police report	31.03.2025
Date of framing Charge against the accused	02.06.2026
Date of commencement of Evidence	18.06.2026
Date of examination of the accused u/s. 313 of the Cr.P.C.	19.06.2026
Date on which Judgment is reserved	N/A
Date of Judgment	19.06.2026
Date of the Sentencing Order, if any	N/A

Accused details:

Rank of Accused	Name of the Accused	Date of arrest/ surrender	Date of release on Bail	Offences charged with	Whether acquitted or convicted	Sentence imposed	Period of Detention Undergone during Trial for purpose of Section 428
A1.	Imran Ansary	11.03.25	11.03.25	U/s- 126(2)/115 (2)/351(2)/ 351(3)/3(5) of BNS	Acquitted	N/A	N/A
A2.	Mujib @ Mujib Rahama Ansary	11.03.25	11.03.25	U/s- 126(2)/115 (2)/351(2)/ 351(3)/3(5) of BNS	Acquitted	N/A	N/A
A3.	Nasim Ansary	11.03.25	11.03.25	U/s- 126(2)/115 (2)/351(2)/ 351(3)/3(5) of BNS	Acquitted	N/A	N/A

FORM - C

A. Prosecution:

LIST OF PROSECUTION /DEFENCE /COURT WITNESSES

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
W1.	Dwijapada Mahato	
W2.	Omprakash Mahato	

B. Defence Witnesses, if any :

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)

C. Court Witnesses, if any :

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)

LIST OF PROSECUTION /DEFENCE /COURT EXHIBITS

A. Prosecution:

SR. NO.	EXHIBIT NUMBER	DESCRIPTION
1	P-1	Written complaint
2	P-1/1	The signature of P.W.1 in the written complaint

B. Defence:

SR. NO.	EXHIBIT NUMBER	DESCRIPTION

C. Court Exhibits :

SR. NO.	EXHIBIT NUMBER	DESCRIPTION

D. Material Objects:

SR. NO.	EXHIBIT NUMBER	DESCRIPTION

JUDGMENT

This is a case u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS. The prosecution case in short is that on 23/02/2025 at about 10:00 PM the accused persons were assaulting the son of the complainant Purnendu Mahato and one Rabin Dey in front of the Shib temple. The complainant and Narayan Chandra Dey were returning home at that time and they protested against the same. Then the accused persons assaulted them also and abused them. They also threatened to kill them.

On the basis of such complaint, Saltaldih P.S. chalked out formal FIR being no. 27/25 dt. 24/02/2025 u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS against the accused persons.

Thereafter, the case was investigated by the ASI of police Dipankar Bauri of Santaldih P.S. who after completion of the investigation, submitted charge sheet being no. 31/25 dt. 31/03/25 u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS against the accused persons.

Thereafter, on 02/06/2026 charge was framed u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS against the accused persons to which they pleaded not guilty and claimed to be tried.

Thereafter, the prosecution started to examine c/s witnesses and the prosecution had examined the following witnesses:-

- P.W. 1 – Dwijapada Mahato.
- P.W. 2 – Omprakash Mahato.

During the pendency of the case, CSW-2 Narayan Chandra Dey expired and his name got expunged from the C/S vide Order dated 18/06/2026.

After closure of the prosecution evidence, the accused persons were examined u/s 351 BNSS. As no defence witness was adduced, argument was heard for both parties.

POINTS FOR DETERMINATION

- a) Whether the prosecution has been able to prove the offence u/s u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS against the accused persons beyond the shadow of all reasonable doubts?

DECISION WITH REASONS

Having heard both sides and after perusal of the materials on record now let me scan the evidence from the case record.

P.W.1 Dwijapada Mahato deposed that he lodged complaint in Santaldih P.S. against the accused persons. He lodged the complaint due to some dispute occurred 2-3 years ago in the road. Apart from that he failed to state anything more about the incident. The written complaint was marked as Exhibit-P-1 and his signature in the written complaint was marked as Exhibit-P-1/1.

P.W.2 Omprakash Mahato deposed that the complainant Dwijapada Mahato is his co-villager who lodged complaint in Santaldih P.S. against the accused persons. But he failed to state anything about the incident as it occurred long ago.

From the evidence on record it appears that both the prosecution witnesses including P.W.1 i.e. the de facto complainant himself did not support the prosecution case at all. P.W.1 only deposed that the complaint was lodged due to some dispute occurred 2-3 years ago and nothing else. Therefore there is no evidence that the accused persons

assaulted, wrongfully restrained and threatened the complainant and his son.

Under the position of evidence I do not find the accused persons guilty of the charge brought against them. In other words, the prosecution has miserably failed to prove the offence u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS against the accused persons beyond the shadow of all reasonable doubts.

Hence it is

ORDERED

that the accused persons namely Imran Ansary, Mujib @ Mujib Rahama Ansary and Nasim Ansary are not found guilty of the offence u/s 126(2)/115(2)/351(2)/351(3)/3(5) of BNS and they are acquitted in terms of section 271(1) of BNSS and are also discharged from the bail bonds as furnished by them.

The instant case stands disposed off.

Seized alat, if any, be disposed off in accordance with law after expiry of the appeal period.

Note in the TR and upload the judgment in the CIS.

Dictated and corrected
by me:

Sd/-
Additional Chief Judicial Magistrate,
2nd Court,
Raghunathpur, Purulia.

Sd/-
Additional Chief Judicial Magistrate,
2nd Court,
Raghunathpur, Purulia.