

**G.R Case No:-1378 of 2018**  
**C.I.S Registration No:- 01 of 2019**

**Order dated 07.03.2026**

The accused person is examined under section 313 Criminal Procedure Code 1973 where they again claimed themselves as not guilty and not willing to adduce any witness on their behalf. The examinations recorded by this court are kept with the record.

Accordingly as per the version of the accused person and on verbal prayer of the Ld. Advocate for the accused persons D.W. is hereby closed.

At this stage Ld. Advocate for the accused persons pray for hearing argument because as per his version there are no incriminating materials against them.

Ld. A.P.P. raised no objection on the prayer of the Ld. Advocate for the accused persons.

Heard. Considering the fact that the accused person have a right of speedy trial, the prayer is allowed for speedy disposal of this case.

Heard argument for both sides.

Fix 02.00 P.m. for delivery of judgment.

Accused persons should remain present.

Typed by me;

J.M.

J.M.

**Order dated: 07.03.2026, latter.**

As stipulated by the previous order it is now fixed for delivery of judgment. The accused is not required to be present when a judgment is pronounced if their attendance was waived during the trial, and the sentence is a fine or acquittal. In these cases, the accused's pleader is enough. Ld lawyer for the accused person is present. Ld. A.P.P. is also present and raised no objection.

Judgment is ready and delivered in open court in presence of both sides. The operative part of the judgment is read out in open court in presence of both parties. The operative portion of the judgment runs in the following lines:-

Hence, it is

**ORDERED**

that the accused person, namely Biswanath Kundu is found to be not guilty of committing the offence under section 143 of the Railway Act, 1989 and he is hereby acquitted of the charges framed against him as per section 255 sub-section (1) of the Criminal Procedure Code 1973. They are also discharged from the liability of his respective bail-bond and set at liberty. The surety is also discharged. Let the seized documents pertaining to this case if already not returned, be returned from whom seized after the lapse of the period prescribed for appeal. Seized article if any; which is not claimed by the parties shall be destroyed after expiration of the period of appeal.

Be it also mentioned here that the victim of this case has a right to prefer an appeal against this order before a competent Court u/s 372 CrPC and can also seek legal assistance for such appeal from District Legal Services Authority.

Copy of this judgment of acquittal be forwarded to Secretary, DLSA, Purulia and District Magistrate, Purulia for necessary information.

Dated: 07.03.2026

Judicial Magistrate 1<sup>st</sup> Court  
Raghunathpur, Purulia  
WB01449

Typed and corrected by me;

Judicial Magistrate 1<sup>st</sup> Court  
Raghunathpur, Purulia  
WB01449