

Form A

IN THE COURT OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE RAGHUNATHPUR, DISTRICT – PURULIA Present : Sarmistha Ganguly Additional Chief Judicial Magistrate, Raghunathpur, Purulia Date of the Judgment: 7th day of August, 2026 Case No. GR 836 of 2024 (Registration No. 251 of 2025) (CNR No.- WBPU060003872025)  (Arising from Neturia P.S Case No. 142/2024 dated 01.12.2024 u/s. 85 of BNS & Section 3 /4 of D.P. Act)	
Complainant	State of West Bengal
Represented by	Name of the Advocate : Assistant Public Prosecutor
Accused	1. Natabar Mahato 2. Manohar Mahato 3. Smt. Purnima Mahato
Represented by	Name of the Advocate : Shri Ravi Sharma

FORM B

Date of Offence	Since after marriage i.e. on 19.06.2022 and lastly on 27.09.2024
Date of F.I.R.	01.12.2024
Date of Police report	29.12.2024
Date of framing Charge against the accused	15.12.2025
Date of commencement of Evidence	06.08.2026
Date of examination of the accused u/s. 313 of the Cr.P.C.	07.08.2026
Date on which Judgment is reserved	
Date of Judgment	07.08.2026
Date of the Sentencing Order, if any	

Accused details:

Rank of the Accused	Name of 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 Cr.P.C.
1.	Natabar Mahato	07.12.2024	07.12.2024	u/s. 85 of BNS & Section 4 of D.P. Act	Acquitted		
2.	Manohar Mahato	07.12.2024	07.12.2024	u/s. 85 of BNS & Section 4 of D.P. Act	Acquitted		
3.	Smt. Purnima Mahato	07.12.2024	07.12.2024	u/s. 85 of BNS & Section 4 of D.P. Act	Acquitted		

Form C

LIST OF PROSECUTION /DEFENCE /COURT WITNESSES

A. Prosecution:

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
P.W. 1	Umarani Mahato	Defacto complainant-cum-victim
P.W. 2	Sadananda Mahato	Father of the de facto complainant

B. Defence Witnesses, if any :

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
DW 1		
DW 2		

C. Court Witnesses, if any :

RANK	NAME	NATURE OF EVIDENCE (EYE WITNESS, POLICE WITNESS, EXPERT WITNESS, MEDICAL WITNESS, PANCH WITNESS, OTHER WITNESS)
CW 1		
CW 2		

LIST OF PROSECUTION / DEFENCE / COURT EXHIBITS

A. Prosecution :

Sr. No.	Exhibit Number	Description
1.	Exhibit 1 as a whole by P.W-1	Written complaint

B. Defence:

Sr. No.	Exhibit Number	Description
1.	Exhibit D-1 / D.W.1	
2	Exhibit D -2 / D.W.2	

C. Court Exhibits :

Sr. No.	Exhibit Number	Description
1	Exhibit C-1 / C.W.1	
2	Exhibit C-2 /C.W.2	

D. Material Objects:

Sr. No.	Material Number	Object	Description
1	Mat Exhibit -1		
2	MO 2		

J U D G M E N T

Facts of the Prosecution Case :

The prosecution case has its genesis in a written complaint lodged by the de facto complainant ***Umarani Mahato before the O.C. Neturia P.S.*** on 01.12.2024 to the effect that she had been married with the accused Natabar Mahato on 19.06.2022 as per Hindu rites and customs and that after marriage she had been to her matrimonial residence and have led marital life with her husband and other in-laws. It has further been stated by the complainant that just after 3 months of her marriage with the accused Natabar Mahato, the complainant had been subjected to physical and mental torture by the accused persons on the want of cash of Rs. 20,000/- and when she had expressed the inability of her parents to pay the said amount, the tortures upon her increased and ultimately on 27.09.2024, the complainant had been severely assaulted by the accused persons and forced to quit her matrimonial residence after keeping back all her Stridhan articles. Hence, the present written complaint has been lodged by the complainant against the accused persons with the prayer for punishing them as per the existing provisions of law.

On receipt of the aforesaid complaint, the **O.C. of Neturia P.S.** started **Neturia P.S Case No. 142/2024 dated 01.12.2024** under sections **85 of BNS & Sections 3 /4 of D.P. Act** against all the three accused persons which culminated into the submission of charge-sheet against all the three accused persons for the offence punishable under sections **85 of BNS & Sections 3 /4 of D.P. Act.**

Thereafter, charge have been framed against all the three accused persons **for the offences punishable u/s. 85 of BNS & Section 4 of D.P. Act** and the contents of the charges for the above offences have been read over and explained to all the three accused persons in their local language, to which all the three accused persons have pleaded not guilty and claimed to be tried and hence, this trial.

After closing the evidence of the prosecution, all the three accused persons have been examined **under section 351 of BNSS**, wherein the accused persons have declined to adduce any defence witness. The defence plea, as appearing from the trends of cross examination of the prosecution witnesses and examination of the accused persons under section 351 of BNSS and the submission of the Ld. Defence Counsel, is bearing the innocence of all the three accused persons above named.

Points for Consideration

(1) Did the accused persons commit the offence punishable under sections **85 of BNS & Section 4 of D.P. Act ?**

Decision with Reason

The prosecution has produced only two witnesses to establish the charges leveled against the accused persons. The defacto complainant in the present case, namely **Umarani Mahato (P.W.-1)** has stated in her deposition that she had lodged the written complaint in the present case against the accused persons which has been scribed by herself and that she had put her signature thereon **(the written complaint has been marked as Exhibit 1 as a whole)**.

The complainant further stated that she had lodged the present case out of certain misunderstandings with the accused persons but the said disputes have been amicably settled at present and she is having no further allegations against the accused persons and is also voluntarily deposing before this Court.

In her cross-examination, the complainant has admitted the fact that she is having no objection if the accused persons are acquitted of this case.

One Sadananda Mahato, being the father of the complainant adduced his evidence as PW2, who also stated during his deposition that the matter in dispute has been settled with the accused persons and that he is also having no further allegations against them and that the written complaint had been lodged by his daughter on account of certain misunderstandings with the accused persons.

In view of the fact that the matter has been settled between the parties, further examination of the prosecution witness has been closed on the verbal prayer of the Ld. APP.

On going through the evidence on record, it reveals to this Court that the complaint in this case has been lodged on account of certain misunderstandings between the complainant and the accused persons but at present the said disputes have been amicably settled and that she is having no allegations against the accused persons. It also reveals that the father of the complainant who has been examined as PW2 has corroborated the evidence of the complainant and has also admitted clearly that the matter in dispute between the parties have been amicably settled at present and that he is also having no further allegations against the accused persons and that the complaint had been lodged on account of certain misunderstandings with the accused persons.

Considering the aforesaid discussions, this Court has no hesitation to hold that the prosecution has hopelessly failed to establish the charges and accusations leveled against all the three accused persons for the offences punishable under section **85 of BNS & Section 4 of D.P. Act** and accordingly, all the three accused persons above named are liable to be acquitted from the present case as well as from all the charges and accusations leveled against them under **section 271(1) of BNSS**.

Hence, it is,

ORDERED

that all the three accused persons, namely Natabar Mahato, Manohar Mahato and Smt. Purnima Mahato are found not guilty of the offence punishable under section 85 of BNS & Section 4 of the D.P. Act and accordingly, all the three accused persons above named are hereby acquitted from the present police case as well as from all the charges and accusations leveled against them, in terms of the provision enumerated under section 271(1) of BNSS.

All the three accused persons above named are hereby set at liberty and stand discharged from their respective bail bonds.

D/C.

Sd/-

A.C.J.M., Raghunathpur

Sd/-

(Sarmistha Ganguly)

A.C.J.M. Raghunathpur,

District - Purulia