

FORM - A

<p>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: 09th day of March, 2026 Case No. GR: 80/20 TR: 91/22 (CIS Registration No. 320/2022) (CNR No.- WBPU06-000470-2022) (Arising from Santuri P.S Case No. 12/20 dated 23/02/2020)</p>	
Complainant	State of West Bengal
Presented by	Name of Advocate: Rabi Sharma
Accused	Nidhu Mudi
Represented by	Name of Advocate: Sunil Baran Das

FORM - B

Date of Offence	22.02.2020
Date of F.I.R.	23.02.2020
Date of Police report	29.02.2020
Date of framing Charge/Plea against the accused	02.03.2026
Date of commencement of Evidence	07.03.2026
Date of examination of the accused u/s. 313 of the Cr.P.C.	09.03.2026
Date on which Judgment is reserved	N/A
Date of Judgment	09.03.2026
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.	Nidhu Mudi	29.02.20	29.02.20	U/s- 498A/323 of IPC	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.	Chabi Mudi	

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	FIR
2	P-1/1	Signature of P.W.1 in the FIR

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 498A/323 of IPC. The prosecution case in short is that the the complainant got married with the accused 15 years ago and out of the wedlock she gave birth to two children. Since marriage the accused used to torture her physically and mentally. On 22/02/20 at about 10:00 PM the accused abused the complainant in filthy languages and when she protested she was brutally assaulted and driven out of her matrimonial house. As a result, the complainant received injury and was treated at Muradih hospital.

On the basis of such complaint, Santuri P.S. chalked out formal FIR being no. 12/20 dt. 23/02/2020 u/s 498A/323/325 of IPC against the accused person.

Thereafter, the case was investigated by the ASI of police Manaranjan Singh Sardar of Santuri P.S. who after completion of the investigation, submitted charge sheet being no. 08/20 dt. 29/02/20 u/s 498A/323 of IPC against the accused person.

Thereafter, on 02/03/2026 charge was framed u/s 498A/323 of IPC against the accused person to which he pleaded not guilty and claimed to be tried.

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

P.W. 1 - Chabi Mudi.

After closure of the prosecution evidence, the accused person was examined u/s 313 Cr. PC. 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- 498A/323 of IPC. Act against the accused person 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 Chabi Mudi deposed that she lodged complaint in Santuri P.S against her husband and identified him in Court. She lodged complaint due to some matrimonial dispute. Apart from that she failed to

state anything more regarding the incident. The FIR was marked as Exhibit-P-1 and her signature in the same was marked as Exhibit-P-1/1.

From the evidence on record it appears that P.W.1 i.e. the de facto complainant herself did not support the prosecution case. She only stated that the complaint was lodged due to some matrimonial dispute and nothing else. Accordingly, there is no evidence that the accused person physically and mentally tortured and assaulted the complainant.

Under the position of evidence I do not find the accused person guilty of the charge brought against him. In other words, the prosecution has miserably failed to prove the offence u/s 498A/323 of IPC against the accused person beyond the shadow of all reasonable doubts.

Hence it is

ORDERED

that the accused person namely Nidhu Mudi is not found guilty of the offence u/s 498A/323 of IPC and he is acquitted in terms of section 248(1) of Cr.P.C. and is also discharged from the bail bond as furnished by him.

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.

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Additional Chief Judicial Magistrate,
2nd Court,
Raghunathpur, Purulia.