

**FORM - A**

<p><b>IN THE COURT OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE 2<sup>ND</sup> COURT, RAGHUNATHPUR, DISTRICT - PURULIA</b> <b>Present : <i>Debayan Ganguly</i></b> Additional Chief Judicial Magistrate 2<sup>nd</sup> Court Raghunathpur, Purulia J.O. Code: WB01313 <b>Date of the Judgment: 19<sup>th</sup> day of March, 2026</b> <b>Case No. GR: 73/24</b> <b>TR: 169/24</b> (CIS Registration No. 574/2024) <b>(CNR No.- WBPU06-000877-2024)</b> (Arising from Santuri P.S Case No. 12/24 dated 03/02/2024)</p>	
Complainant	State of West Bengal
Presented by	Name of Advocate: Rabi Sharma
Accused	Simanta Dasgupta @ Fucha
Represented by	Name of Advocate: Bipul Hazra

**FORM - B**

Date of Offence	03.02.2024
Date of F.I.R.	03.02.2024
Date of Police report	25.02.2024
Date of framing Charge/Plea against the accused	26.02.2026
Date of commencement of Evidence	07.03.2026
Date of examination of the accused u/s. 313 of the Cr.P.C.	19.03.2026
Date on which Judgment is reserved	N/A
Date of Judgment	19.03.2026
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.	Simanta Dasgupta @ Fucha	06.02.24	06.02.24	U/s- 341/324 /506 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.	Arabinda Dasgupta	
W2.	Anamika Dasgupta	

**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	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 U/s- 341/324/506 of IPC. The prosecution case in short is that on 23/12/23 the accused person was raising illegal construction by demolishing the wall of the complainant and when his wife protested, the accused abused her in filthy languages and tried to assault her. He also threatened to kill the wife of the complainant. Thereafter on 03/02/24 at about 10:30 AM the accused knocked the door of the complainant in drunken condition. When the complainant came out, the accused attacked him with iron pipe and assaulted him and his wife. He also gave a bite at the left cheek of the complainant and threatened to hurl bomb at his courtyard.

On the basis of such complaint, Santuri P.S. chalked out formal FIR being no. 12/24 dt. 03/02/2024 u/s 341/324/325/506 of IPC against the accused person.

Thereafter, the case was investigated by the ASI of police Prasanta Kumar Mandal of Santuri P.S. who after completion of the investigation, submitted charge sheet being no.13/24 dt. 25/02/24 u/s 341/324/506 of IPC against the accused person.

Thereafter, on 26/02/2026 charge was framed u/s 341/324/506 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 witnesses:-

P.W. 1 - Arabinda Dasgupta.

P.W. 2 - Anamika Dasgupta.

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 341/324/506 of IPC 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 Arabinda Dasgupta deposed that he lodged complaint in Santuri P.S against the accused person and identified him in Court. He lodged the complaint due to some house hold dispute. Apart from that he failed to recollect anything else. The written complaint was marked as Exhibit-P-1 and his signature in the same was marked as Exhibit-P-1/1.

P.W.2 Anamika Dasgupta deposed that her husband lodged complaint in Santuri P.S against the accused person and identified him in Court. Her husband lodged complaint due to some house hold dispute regarding boundary wall. But she failed to recollect anything else.

From the evidence on record it appears that both P.W.1 i.e the de facto complainant himself as well as P.W.2 did not support the prosecution case at all. P.W.1 only deposed that the complaint was lodged due to some house hold dispute and nothing else. Therefore, there is no evidence against the accused that he assaulted, wrongfully restrained and threatened the complainant and his wife.

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 341/324/506 of IPC against the accused person beyond the shadow of all reasonable doubts.

Hence it is

**ORDERED**

that the accused person namely Simanta Dasgupta @ Fucha is not found guilty of the offence u/s 341/324/506 of IPC and he is acquitted in terms of section 248(1) of Cr.PC 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,  
2<sup>nd</sup> Court,  
Raghunathpur, Purulia.

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