

**IN THE COURT OF SRI MANI SHANKAR MANI**  
**Court No. 01 of Judicial Magistrate First Class, Muzaffarpur**  
**Complaint Case No. 3884/2022**  
**Safina Khatoon V/s Anisha Khatoon and others.**

| Date       | Order with initials of the Magistrate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Remarks |
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| 19.01.2026 | <p>The complainant is absent. No Pairvi has been made on his behalf.</p> <p>The instant case was transferred by Ld C.J.M Muzaffarpur for inquiry and disposal in accordance with law vide order dated 13.10.2022.</p> <p>Perused the case record. On perusal of the entire case record, it appears that this case has been filed by the complainant, namely Safina Khatoon, alleging offenses under section 147, 148, 341, 343, 323, 324, 354, 354B, 354C, 380, 389, 504 and 506 of the IPC against accused persons, namely 1. Anisha Khatoon, 2. Gulam Kadir, 3. Md. Roksar Alam, 4. Md. Irsad Alam and 5. Md. Nausad Alam. S.A. of complainant has been recorded on 28.03.2023. the complainant has presented one witness during the inquiry.</p> <p style="text-align: center;"><b>Findings</b></p> <p>In the present case it has been alleged by the complainant that the proposed accused persons have assaulted her due to land dispute and to support her allegations she has presented one witness during enquiry namely Surendra Ram. However, on careful perusal of the complaint petition and the testimony of the complainant and witness, this court finds material contradiction in their statements. The complainant herself has admitted to the fact that the incident occurred due to land dispute however, the witness has stated that the proposed accused persons were making video of the complainant. Other allegations alleged in the complaint petition has not been substantiated by the complainant through material witness.</p> <p style="text-align: center;"><b>Order</b></p> <p>Hence in the light of the foregoing discussion and after considering the material on record in the light of the law laid down by the Hon'ble Supreme Court in <u>M/s Pepsi Foods Limited &amp; Anrs vs Special Judicial Magistrate Ors, Criminal Appeal No. 1019/1997</u> this court believes that it does not inspire confidence in the mind of the court on occurrence of the alleged incident.</p> <p>There is no prima facie sufficient material on the record to proceed further in this case, which discloses the necessary ingredients to constitute offenses under sections 147, 148, 341,</p> |         |

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| <b>Date</b> | <b>Order with initials of the Magistrate</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | <b>Remarks</b> |
|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
|             | <p>343, 323, 324, 354, 354B, 354C, 380, 389, 504 and 506 of the IPC as mentioned in her complaint petition. Accordingly, the aforesaid complaint petition is hereby <b>dismissed under Section 203 of Cr. PC.</b></p> <p>The Office Clerk is directed to consign the case record to the record room within the stipulated time and to upload this order on the C.I.S. immediately.</p> <p style="text-align: right;"><b>Dictated &amp; Corrected</b></p> <p style="text-align: right;"><b>[Mani Shankar Mani]</b><br/>Court No:-01 of<br/>Judicial Magistrate First Class<br/>Muzaffarpur (East)<br/>[19.01.2026]</p> |                |