

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (S.J) No. 628 of 2025

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Somlal Besra, aged about 34 years, Son of Vishnu Besra, Resident of Village:- Manusmari, PO & PS- Devipur, District- Deoghar, Jharkhand.

.....Appellant

Versus

1. The State of Jharkhand
2. Sanjay Kumar Yadav, Son of Mauji Mahto, Resident of Village- Badhni, PO & PS Sarwan, District Deoghar, Jharkhand.

.....Respondents

With

Cr. Appeal (S.J) No. 785 of 2025

....

Churka Murmu, aged about 35 years, S/o Sobram Murmu, R/o Manusmari, PO- Padjori, PS- Devipur, Dist- Deoghar.

.....Appellant

Versus

1. The State of Jharkhand
2. Sanjay Kumar Yadav, Son of Moji Mahto, Resident of Village- Badhani, PO & PS Sarwan, District Deoghar, Jharkhand.

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY PRASAD

For the Appellant	: Mr. Saurav Kumar, Advocate
For the State	: Ms. Amrita Kumari, A.P.P.
For the Informant	: Mr. Ankit Kumar, Advocate
	Mr. Preetam Mandal, Advocate

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11/11.12.2025 **I.A. No. 8707 of 2025 In Cr. Appeal (S.J) No. 628 of 2025**

After some arguments, Mr. Saurav Kumar, learned counsel appearing on behalf of the appellant seeks permission to

withdraw I.A. No. 8707 of 2025.

2. Learned counsel for the State and learned counsel for the Informant have raised no objection.

3. In view of the submission made by the learned counsel for the appellant, the learned counsel for the appellant is permitted to withdraw I.A. No. 8707 of 2025.

4. Accordingly, I.A. No. 8707 of 2025 is dismissed as withdrawn at this stage.

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5. Learned counsel for the Informant has submitted that till date, no compensation has been paid.

6. It reveals from judgment of learned Trial Court below passed by Shri Rajendra Kumar Sinha, learned Additional Sessions Judge-III, Deoghar in Sessions Trial No. 09 of 2015 arising out of Devipur P.S. Case No. 79 of 2011, that while passing the judgment of conviction and sentence dated 29.08.2024 and 31.08.2024 respectively, no amount of compensation was paid to the injured Baijnath Yadav by the learned Trial Court below under the provisions of Victim Compensation Scheme.

7. On perusal of the injury report proved by PW-9 Doctor found the following injuries:

“i) complain of pain in right abdomen

ii) X-ray abdomen erect abdomen s/o gas under diaphragm on exploratory laprotomy operation.

iii) I found a rent of 1cm x 0.5 cm in jejunum, 5.6 feet proximal to lleocaecal junction.

iv) Injury was due to blunt trauma and grievous in nature.

v) It was more than 3 days old.”

8. It further reveals from the evidence of PW-2 Baijnath Yadav (injured) that he was also examined by the learned Trial

Court below and the Court had put certain questions upon him and recorded his physical condition:

“पीड़ित अपना पेट दिखाता है जिसमें काफी जख्म है। लीवर लटक रहा है, जिसे लुंगी के कपड़े से बांधा है जो पेट से बाहर निकला है, जिसमें काफी जख्म है तथा पेट से अतरी बाहर निकला है”

9. It appears that the injured has sustained several injuries and grievous injury on his person and still learned Trial Court below failed to grant any compensation.

10. Under the circumstances, the Deputy Commissioner, Deoghar and the Superintendent of Police, Deoghar are directed to pay sum of Rs.2 lacs by way of compensation under the provisions of Victim Compensation Scheme for the present.

11. The learned Member Secretary, JHALSA and present Chairman/Secretary, DLSA, Deoghar are also directed to coordinate with the District Administration as well as Chairman/Secretary, DLSA, Deoghar so that the compensation of Rs.2 lacs be paid to the injured/victim Baijnath Yadav within a period of two (2) months and learned Member Secretary, JHALSA and Secretary, DLSA, Deoghar shall submit their respective report before this Court thereafter within two (2) months.

12. Let a copy of this order be sent to the learned Member Secretary, JHALSA and also be sent to the Deputy Commissioner, Deoghar, the Superintendent of Police, Deoghar and Secretary, DLSA, Deoghar for the needful.

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13. Put up these cases in the 3rd week of February, 2026 before the appropriate Bench as per roster.

(Sanjay Prasad, J.)

Dated: 11.12.2025

RKM/