

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.341 of 2003

Arising Out of PS.Case No. -null Year- null Thana -null District- MUNGER

Sudhir Singh @ Bholu Singh, son of Sri Debkinandan Singh, resident of village-Kutaut, P.S.- Barbigha, District-Sheikhpura.

.... Petitioner/s

Versus

1. The State of Bihar &
2. Ramanuj Singh, son of Govind Singh, resident of village-Kutaut, P.S.- Barbigha, District-Sheikhpura.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar, Advocate
Mr. Jitendra Narain Sinha, Advocate
For the Respondent/s : Mr. Bhanu Pratap Singh, APP
Dr. Anjani Pd. Singh, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 28-01-2015

1. The Petitioner is aggrieved by the judgment of acquittal of Opposite Party No.2 dated 06.03.2013 passed by the Presiding Officer, Additional Court (Fast Track), Munger, in Sessions Case No.588 of 1985/T.R.No.239 of 2002.

2. The case of the prosecution is that on the night of the occurrence the accused persons variously assaulted him and his brother. On such allegation, a case under Section 302/34 Indian Penal Code was instituted.

3. During trial, six witnesses were examined from the side of the prosecution and two witnesses were examined from the side of the defence.

4. On going through the judgment of acquittal, I find that the Trial Court has mainly considered the counter version of the occurrence in which the prosecution party had been convicted under Section 302/34 Indian

Penal Code. It was under these circumstances that the present occurrence was disbelieved.

5. Hence, the revision application is dismissed.

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(Anjana Prakash, J)