

IN THE HIGH COURT OF JUDICATURE AT PATNA
SLA No.27 of 2019

Arising Out of PS. Case No.-170 Year-2009 Thana- SARAN COMPLAINT CASE District-
Saran

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PANDIT AWADHESH MISHRA @ AWADHESH MISHRA Son of Late
Pandit Indraman Mishra Resident of Village - Gandaman, P.S.- Mashrakh,
Distt - Saran.

... .. Appellant.

Versus

1. The State of Bihar
2. Bharat Raut Son of Late Dhanpat Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
3. Ajai Raut Son of Bharat Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
4. Nanhak Raut Son of Bharat Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
5. Rajendra Raut @ Bitan Raut Son of Bharat Raut Resident of Village -
Gandawn, P.S.- Mashrakh, Distt- Saran
6. Raja Raut Son of Bharat Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
7. Arvind Raut @ Bina Raut Son of Bharat Raut Resident of Village -
Gandawn, P.S.- Mashrakh, Distt- Saran
8. Satrughan Raut Son of Late Jaglal Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
9. Hare Ram Raut Son of Late Jaglal Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran
10. Akshai Raut Son of Late Jaglal Raut Resident of Village - Gandawn, P.S.-
Mashrakh, Distt- Saran

... .. Respondents.

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Appearance :

For the Appellant	:	Mr. Mukesh Kumar Singh, Advocate.
For the State	:	Mr. Zeyaul Hoda, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL JUDGMENT

Date : 29-08-2019

This Special Leave to Appeal, under Section 378(4)
of the Code of Criminal Procedure, has been filed on behalf of



the appellant, seeking leave to file appeal against the Judgment dated 28.03.2019 passed in Trial No.958 of 2019, arising out of Complaint Case No.170 of 2009, whereby and whereunder the Additional Chief Judicial Magistrate-XI, Saran, Chapra, acquitted the respondent nos.2 to 10 of the charges framed against them for the offence under Sections 341, 323, 147, 379, 435, 506 and 447/34 of the Indian Penal Code.

2. Heard learned counsel for the appellant, learned Additional Public Prosecutor for the State and also perused the impugned Judgment.

3. From perusal of the impugned Judgment, it appears that the Additional Chief Judicial Magistrate-XI, Saran, Chapra, discussed the evidence of the witnesses, as adduced on behalf of the complainant/appellant, in detail and came to the conclusion that the complainant/appellant has not been able to prove the charges framed against the respondent nos.2 to 10 for the offence under Sections 341, 323, 147, 379, 435, 506 and 447/34 of the Indian Penal Code and, accordingly, acquitted the respondent nos.2 to 10 of the charges framed against them under the aforesaid Sections.

4. I find no reason to interfere with the impugned Judgment and Order and to entertain this Special Leave to



Appeal.

5. Accordingly, this Special Leave to Appeal stands dismissed.

(Rajendra Kumar Mishra, J)

Pradeep Srivastava/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	30.08.2019.
Transmission Date	30.08.2019.

