

IN THE HIGH COURT OF JUDICATURE AT PATNA
SLA No.48 of 2018

In
CRIMINAL APPEAL (DB) No.623 of 2018

Arising Out of PS. Case No.-2006 Year-2007 Thana- BHAGALPUR COMPLAINT CASE
District- Bhagalpur

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Bibi Anjum Ara @ Angeeda @ Anjum Ara D/o Md. Sahabuddin, Resident of
village- Pithna, P.S. Goradih, District-Bhagalpur.

... .. Appellant.

Versus

1. The State Of Bihar.
2. Md. Bari, Son of Md. Waliuddin, Resident of village- Pithna, P.S. Goradih,
District-Bhagalpur.

... .. Respondents.

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Appearance :

For the Appellant	:	Mr. Satish Chandra Mishra, Advocate. Mr. Md. Nurul Hoda, Advocate.
For the State	:	Mr. Bipin Kumar, A.P.P.

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

ORAL JUDGMENT

Date : 18-07-2019

Heard learned counsel for the appellant and the
learned A.P.P. for the State.

2. This Special Leave to Appeal has been filed on
behalf of the appellant under Section 378(4) of the Code of
Criminal Procedure, seeking leave to file appeal against the
Judgment dated 05.03.2018 passed in Sessions Trial No.1207 of
2011/Trial No.657 of 2017, arising out of Complaint Case
No.2006 of 2007, whereby and whereunder the learned 7th
Additional Sessions Judge, Bhagalpur, acquitted the respondent
no.2 of the charge framed against him for the offence punishable



under Sections 376 of the Indian Penal Code.

3. From perusal of the impugned Judgment, it is apparent that the learned trial court has discussed the oral evidence of four prosecution witnesses, two defence witnesses and also the documentary evidence produced in course of trial and came to the conclusion that the prosecution has miserably failed to prove the charge against the respondent no.2 under Section 376 of the Indian Penal Code beyond shadow of all reasonable doubt and, accordingly, acquitted the respondent no.2 of the charge framed against him for the offence punishable under Section 376 of the Indian Penal Code.

4. I find no merit in the present Special Leave to Appeal and, accordingly, the same is dismissed.

(Rajendra Kumar Mishra, J)

Pradeep Srivastava/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	19.07.2019.
Transmission Date	19.07.2019.

