Special (P) Case No. 41/17

03/12/18

Accused present. One PW present. Examined, cross examination and discharged the witness. It is reported by the father of the victim that the victim already expired and medical certificate regarding death of the victim is submitted before this court. Learned Special PP submitted that examination of remaining witnesses will not improve the prosecution case as the informant does not support the prosecution case. The victim on her statement recorded u/s- 313 CrPC stated that she herself eloped with the accused as she had love affairs with the accused.

After going through the evidence on record, I found that there is force in the submission of the learned special PP. Prosecution evidence closed. Statement of the accused recorded u/s-313 CrPC. Accused declined to adduce any defence evidence. Heard both sides.

Judgment will be delivered at 2:00 PM today.

Sessions Judge Nalbari

03/12/18 at 2:00 PM

Accused present. Prosecution has miserably failed to establish a case u/s- 366 IPC and section 4 of the POCSO Act. against the accused beyond reasonable doubt. On benefit of doubt, the accused is acquitted.

Judgment is pronounced at the open court in presence of the accused. Accused person is allowed to remain on previous bail.

Judgment written in separate sheet be kept with record.

Sessions Judge Nalbari