

KABC030616292024



IN THE COURT OF THE IV ADDL. CHIEF JUDICIAL MAGISTRATE,
AT BENGALURU

Dated this the 6th day of August 2026

Present:-

Sri.SOMANATHA, B.A. (Law), L.L.B.,
IV Addl. Chief Judicial Magistrate,
Bengaluru.

CC NO.1738/2024

Complainant State by Jayanagara Police Station,

V/s

Accused-1 Mr. Sudhakar.R
 S/o. R.Rajagopal Naidu,
 Aged about 46 years,
 R/at: No.14, 4th Cross,
 5th Main, Near Kammavari Committee
 Hostel, Near SSM School,
 Thyagarajanagara,
 Bengaluru-560 028.

ORDERS ON DISCHARGE APPLICATION

The accused No.1-Sudhakar.R. filed discharge application on the ground that there is no prima-facie case, he has been falsely implicated due to professional rivalry, there is no material to substantiate the allegations made in the complaint, he never authorized the employees to make illegal connection.

2. The Sr. APP filed objection contending that there are material in the complaint about how the accused No.1 committed the offence, evidence collected by the Investigating Officer sufficient to frame charge, accused No.1 has not shown charges are groundless and truthfulness or otherwise of the evidence cannot be seen at this stage.

3. Heard arguments and perused the records.

4. The following point is arise for consideration:

**Whether the accused No.1 has made out
that charge is groundless?**

5. The above point is answered in the **NEGATIVE** for the following:

REASONS

6. The prosecution case is that when the complainant had gone in four wheeler to the parking area of the Jayanagara 4th Block Shopping complex accused collected parking fee of Rs.30/- for one hour from complainant instead of actual parking fee of Rs.10/- for two hours, on questioning the accused abused the complainant in filthy language.

7. Complaint and copy of the agreement would indicate that the accused shall collect parking fee of Rs.10/- for two hours to the four wheelers. Copy of the receipts would show that an amount of Rs.30/- parking fee collected for the four wheeler car. There are sufficient material to frame charge against the accused

No.1. Therefore, the afore-mentioned Point is answered in the Negative and I pass the following:

O R D E R

**Discharge application filed by the
accused No.1 under Section 239 of Cr.
P.C., is rejected.**

(Dictated to the Stenographer directly on the computer, typed by him, corrected by me and then pronounced by me in the open Court on this the 6th day of August 2026)

(SOMANATHA)
IV Addl. Chief Judicial Magistrate,
Bengaluru.