

IN THE COURT OF THE IV ADDL. C.M.M. AT BANGALORE

C.C. No.12724/2008

Complainant : Seetharam,  
S/o Seethaiah, 40 yrs.,  
R/a. No.332, 15<sup>th</sup> cross,  
II stage, 2<sup>nd</sup> phase,  
Mahalakshmi Layout,  
Bangalore – 560 086.

V/s

Accused : A1: Honnagangaiah,  
S/o Gangegowda,  
R/a Mavalli village,  
Gubbi Tq. Tumkur Dist.

A2: G.Ramakrishna @ Banday Ramakrishna  
Secretary of Sri Dayalan Housing  
Co-operative Society Ltd.,  
No.1344, 3<sup>rd</sup> cross,  
Housing Board Colony,  
Magadi Road, Bangalore – 560 023.

A3: Sri. N.Ranganath,  
President of Sri. Dayalan Housing  
Co-operative Society Ltd.,  
No.28, III main, 7<sup>th</sup> block,  
BHCS Layout, Banasirinagar,  
Banashankari III stage, Bangalore – 85.

CHARGE

I, D.S.Vijaya Kumar, B.Sc., LL.B., IV Addl. CMM, do hereby  
charge as follows:

That you accused No.3 being the President of Dayalan  
Housing Co-operative Society and you second accused being the

Secretary of the said society and the first accused being the friend of remaining accused, in 1986 the society purchased 15.14 Acres of land in Sy. No.31, 32 and 33 to form a layout for the members of the society and the land owner gave power of attorney in favour of you the second accused and you accused in turn sold the land in the name of the first accused and formed layout and sold sites illegally to non members and the family members of you accused and when the complainant applied for a 30 x 40 site by paying Rs.88,000/- you accused did not allot the site to him and when he came to your office you the second accused asked for additional sum of Rs.2 Lakhs and when he refused to do the same you accused allotted site No.8 to him in Sy. No.33/3 but did not execute sale deed in his favour and thereby you accused without allotting sites to the members of the society illegally sold the same to your relatives and non members of the society and thereby committed an offence punishable U/s.409 and 406 of IPC and within the cognizance of this Court.

Secondly, you accused No.1 to 3 did not allot the site to complainant when he applied for a 30x 40 site by paying Rs.88,000/- and when he came to your office you accused asked for additional sum of Rs.2 Lakhs and when he refused to do the same you accused allotted site No.8 to him in Sy. No.33/3 but did not execute sale deed in his favour and thereby committed an offence punishable u/s.420 of IPC and within the cognizance of this Court.

Thirdly, you accused No.1 to 3 committed criminal conspiracy to commit the above said offences and thereby committed an offence punishable U/s.120(B) of IPC and within the cognizance of this Court.

Lastly, that you accused No.1 to 3 with an intention to cheat the complainant forged the document and thereby committed an offence punishable U/s. 468 of IPC and within the cognizance of this court.

And I hereby direct that you be tried by me on the above said charge.

Dated this the 16<sup>th</sup> day of April 2014.

IV Addl. CMM, Bangalore.

### **PLEA**

Q.1.Did you understand the charge now read over and explained to you?

Ans: A1: ಅರ್ಥವಾಗಿದೆ

A2: ಅರ್ಥವಾಗಿದೆ

A3: ಅರ್ಥವಾಗಿದೆ

Q.2.Do you plead guilty for the charge or claim to be tried?

Ans: A1: ಸುಳ್ಳು

A2: ಸುಳ್ಳು

A3: ಸುಳ್ಳು

Certified that the above contents of the Charge was read over and explained to the Accused in the language known to him/them who has/have admitted the correctness of the same.

Date: 16.04.2014

IV ACMM, Bangalore.