

**IN THE COURT OF III ADDL. DISTRICT &
SESSIONS JUDGE, BELAGAVI**

SPECIAL CASE NO. 85/2023

COMPLAINANT

Vs.

ACCUSED

State by Hirebagewadi
Police Station,
Belagavi.

Adivappa @ Vijay Appayya
Tippayi and others

CHARGE

I Sri. Chennappa Gouda, B.A., LL.B.(Hons), III Addl.
District and Sessions Judge, Belagavi do hereby charge you:

1. Adivappa @ Vijay Appayya Tippayi ,
Age: 30 years, Occ: Coolie,
R/o: Sonar Galli, Tarihal,
Tq/Dist: Belagavi.
2. Irayya Dundayya Bagoji,
Age: 34 years, Occ: Agriculture,
R/o: Vannur, Tq: Bailhongal,
Dist: Belagavi.
3. Anant Adivappa Sambrekar,
Age: Major, Occ: Coolie,
R/o: Tarihal, Tq/Dist: Belagavi.
4. Mohan Babu Ragipatil,
Age: Major,
R/o: Tarihal, Tq/Dist: Belagavi.

5. Ameet Papul Panchodi,
Age: Major, Occ: Coolie,
R/o: Halaga, Tq/Dist: Belagavi.
6. Sampat Appasab Payakk,
Age: Major, Occ: Coolie,
R/o: Halaga, Tq/Dist: Belagavi.
7. Santosh Appasab Mastamaradi,
Age: Major, Occ: Coolie,
R/o: Halaga, Tq/Dist: Belagavi.

as follows:

That on 28.12.2022 at about 02.30 p.m in the house of the accused No.1, Tarihal village, within the jurisdiction of Hirebagewadi PS., you the accused No.1 to 7 were being the members of unlawful assembly, in prosecution of the common object of that assembly, which you the accused persons voluntary caused hurt to the CW.1 Suresh Nagappa Demappanavar and assaulted with hands on his body, causing hurt and bodily pain to him and thereby you have committed an offence punishable U/sec.323 R/w Sec.149 IPC within my cognizance.

Secondly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of unlawful assembly, in prosecution of the common object of that assembly, which you accused No.1 to 7 voluntarily caused hurt to the CW.1 and you the accused No.3 and 4 assaulted CW.1 with pipe and rope, you the accused No.7 assaulted CW.1 with incubation of the axe on

his right hand, you the accused No.5 assaulted CW.1 with pipe on his right hand, you the accused No.6 assaulted CW.1 with knife on his body, causing simple and grievous injuries to him and you thereby have committed an offence punishable U/sec.324 R/w Sec.149 IPC within my cognizance.

Thirdly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of common object of that assembly, you the accused No.1 abetted the other accused persons to commit the said crime and the act of offence is committed in consequence of the instigation and thereby you have committed the offence punishable U/sec. 109 of IPC, within my cognizance.

Fourthly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly you A.No.1 to 7 wrongfully confined CW.1 in the house of the accused No.1 and thereby you have committed an offence punishable U/sec.342 R/w Sec.149 IPC within my cognizance.

Fifthly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly you A.No.1 to 7 kidnapped CW.1 and keeps CW.1 in detention after such kidnapping and you accused persons threatens to cause death to ransom amount of Rs.10 lakhs and thereby you

have committed an offence punishable U/sec.364(A) R/w Sec.149 IPC within my cognizance.

Sixthly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly you A.No.1 to 4 committed robbery from CW.1 of Rs.18,000/-, one mobile and car key and pay of ransom of Rs.10 Lakhs, which was said amount of CW.1 then in his possession and which you robbed him of in accused No.1's house, at about between 08.00 am to 02.30 pm on 29.12.2022 between the hours of sunset and sunrise and thereby you have committed an offence punishable U/sec.392 R/w Sec.149 IPC within my cognizance.

Seventhly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly you A.No.1 to 4 committed robbery of the amount of CW.1 and that such you accused No.1 to 4 voluntarily caused hurt to the CW.1 and demand ransom of Rs.10 Lakhs and thereby you have committed an offence punishable U/sec.394 R/w Sec.149 IPC within my cognizance.

Eighthly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly, you accused persons have intentionally insulted CW.1, abusing him in filthy language and thereby gave provocation to CW.1

knowing it to be likely that such provocation would cause him to break the public peace and thereby you have committed the offence punishable U/Sec.504 R/w Sec.149 of IPC within my cognizance.

Ninthly, on the aforesaid date, time and place, you the accused No.1 to 7 were being the members of an unlawful assembly, in prosecution of the common object of that assembly, you accused persons have committed criminal intimidation by posing life threat to CW.1 and thereby you have committed the offence punishable U/Sec.506 R/w Sec.149 of IPC and within my cognizance.

Lastly, on the aforesaid date, time and place, you the accused No.1 to 6 knowing full well that, CW.1 belongs to Scheduled Caste community, you accused persons committed an offence punishable U/sec.323, 324, 109, 342, 364(a), 392, 394, 504 and 506 of IPC against him which is punishable with life imprisonment and thereby you have committed an offence punishable U/sec.3(2)(v) of SC/ST (POA) Act 1989 and Amendment Act 2015 within my cognizance.

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

Dated this the 08th day of August 2024.

(Chennappa Gouda)
III Addl. District and Sessions Judge,
Belagavi.