

IN THE COURT OF THE II ADDL.DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU.

S.C No.30/2021

Complainant : State by Basavanahalli P.S.,Chikkamagalur

vs

Accused : Nishanth and 4 others.

C H A R G E

I, Bhanumathi B.C., B.A.L, LL.B., II Addl., District and
Sessions Judge, Chikkamagaluru, do hereby charge you:

1. Nishanth, S/O.Shankar Gowda, Aged 20 years,
Labourer, R/a Gadabanahalli vastare,
Chikkamagalur.
2. Jeevan C.R., S/O.Ramachandra, Aged 19 years,
Student, R/a Shaneshwara temple, Gowri
Kaluve, Chikkamagalur.
3. Nuthan, S/O.Mahesh, Aged 19 years, Student,
R/a Lakya, Chikkamagalur.
4. Pretham Gowda @ Pretham, S/O.Chandregowda,
Aged 25 years, Bank Employee, R/a Kuduvalli
village, Vasthare, Chikkamagalur.
5. Ganesha Acharya, S/O.Sadashiva Acharya, Aged
34 years, Labourer, R/a Elehole village, Joldal
post, Chikkamagalur.

as follows:

That on 9.7.2019 at about 3.00 PM infront of SHOW-
OFF shop situated on Vijayapura Main road, within the

jurisdiction of Basavanahalli police station, Chikkamagalur, when CW.1 and CW.2 had gone to the said place to ask with you as to why you accused had used criminal force on CW.2 at 2.45 PM on that date, you the accused No.1 to 5 in furtherance of your common object of assaulting CW.1 and 2 formed yourselves into an unlawful assembly and thereby you the accused No.1 to 5 committed an offence punishable under Section 143 of Indian Penal Code and within my cognizance.

Secondly, on the aforesaid date, time and place, you the accused No. 1 to 5 being the members of unlawful assembly armed with deadly weapon and in furtherance of the common object of assaulting CW.1 and 2 and thereby you the accused No.1 to 5 committed an offence punishable under Section 144 of Indian Penal Code within my cognizance.

Thirdly, on the aforesaid date, time and place, you the accused No.1 to 5 being the members of unlawful assembly and in furtherance of the common object of said assembly used criminal force and committed the offence of rioting punishable under Section 147 of Indian Penal Code within my cognizance.

Fourthly, on the aforesaid date, time and place, you the accused No.1 to 5 being the members of unlawful assembly armed with deadly weapons and in furtherance of the common object of said assembly used criminal force and committed the offence of rioting punishable under Section 148 of Indian Penal Code within my cognizance.

Fifthly, on the aforesaid date, time and place, you the accused accused No.1 to 5 being the members of unlawful assembly and in furtherance of the common object of said assembly abused CW.1 and CW.2 in filthy language as “ ಸೂಳೆಮಕ್ಕಳಾ “ and gave provocation to them, knowing fully well that such provocation would cause them to break the public peace and thereby you the accused No.1 to 5 have committed an offence punishable under section 504 of Indian Penal Code r/w. Section 149 of Indian Penal Code and within my cognizance.

Sixthly, on the aforesaid date, time and place, you the accused No.1 to 5 being the members of unlawful assembly and in furtherance of the common object of said assembly to commit the murder of CW.1, you the accused with an intention to kill him and with a knowledge that by your act you would be causing death of CW1 and under circumstances in which by your act CW.1 had died, you

would have guilty of murder, you accused No.1 assaulted on the left side of the head of CW.1 and on his left hand with an iron rod causing injuries to him and you accused No.2 to 5 kicked him and assaulted him with hands on his person causing simple hurt to him and thereby you the accused committed an offence punishable under section 307 of Indian Penal Code R/w section 149 of Indian Penal Code and within my cognizance.

Seventhly, on the aforesaid date, time and place, you the accused No.1 to 5, being the members of unlawful assembly and in furtherance of the common object of said assembly you accused committed criminal intimidation by threatening the life of CW.1 and CW.2 with dire consequences and assaulted with deadly weapons and thereby you the accused No.1 to 5 committed an offence punishable under section 506 of Indian Penal Code r/w. Section 149 of Indian Penal Code and within my cognizance.

And I hereby direct that you be tried by this Court on the above said charges.

Date:

Sd/-

(Bhanumathi B.C.)

II Addl District & Sessions Judge,
Chikkamagaluru.

IN THE COURT OF THE II ADDL. DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.30/2021

Name of the accused: Nishanth, A-1
Father's name: S/O.Shankar Gowda,
Age: Aged 20 years,
Occupation: Labourer,
Residence: R/a Gadabanahalli vastare,
Chikkamagalur.

PLEA OF THE ACCUSED RECORDED UNDER SECTON
228(2) OF Cr.P.C.

1) Have you heard the charge now read over and explained
to you?

Ans: Heard and understood

2) Do you plead guilty or claim to be tried?

Ans: Not guilty claim to be tried

Dated this the day of 2022

R.O.I.& A.C

Sd/-

(Bhanumathi B.C.)

II Addl. District & Sessions Judge
Chikkamagaluru.

IN THE COURT OF THE II ADDL. DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.30/2021

Name of the accused: Jeevan C.R., A-2
Father's name: S/O.Ramachandra,
Age: Aged 19 years,
Occupation: Student,
Residence: R/a Shaneshwara temple,
Gowri Kaluve, Chikkamagalur.

PLEA OF THE ACCUSED RECORDED UNDER SECTON
228(2) OF Cr.P.C.

1) Have you heard the charge now read over and explained
to you?

Ans: Heard and understood

2) Do you plead guilty or claim to be tried?

Ans: Not guilty claim to be tried

Dated this the day of 2022

R.O.I.& A.C

Sd/-

(Bhanumathi B.C.)

II Addl. District & Sessions Judge
Chikkamagaluru.

IN THE COURT OF THE II ADDL. DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.30/2021

Name of the accused: Nuthan, A-3
Father's name: S/O.Mahesh,
Age: Aged 19 years,
Occupation: Student,
Residence: R/a Lakya, Chikkamagalur.

PLEA OF THE ACCUSED RECORDED UNDER SECTION
228(2) OF Cr.P.C.

1) Have you heard the charge now read over and explained to you?

Ans: Heard and understood

2) Do you plead guilty or claim to be tried?

Ans: Not guilty claim to be tried

Dated this the day of 2022

R.O.I.& A.C

Sd/-

(Bhanumathi B.C.)

II Addl. District & Sessions Judge
Chikkamagaluru.

IN THE COURT OF THE II ADDL. DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.30/2021

Name of the accused: Pretham Gowda @ Pretham, A-4
Father's name: S/O.Chandregowda,
Age: Aged 25 years,
Occupation: Bank Employee,
Residence: R/a Kuduvalli village,
Vasthare, Chikkamagalur.,

PLEA OF THE ACCUSED RECORDED UNDER SECTION
228(2) OF Cr.P.C.

1) Have you heard the charge now read over and explained
to you?

Ans: Heard and understood

2) Do you plead guilty or claim to be tried?

Ans: Not guilty claim to be tried

Dated this the day of 2022

R.O.I.& A.C

Sd/-

(Bhanumathi B.C.)

II Addl. District & Sessions Judge
Chikkamagaluru.

IN THE COURT OF THE II ADDL. DISTRICT AND
SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.30/2021

Name of the accused: Ganesha Acharya, A-5
Father's name: S/O.Sadashiva Acharya,
Age: Aged 34 years,
Occupation: Labourer,
Residence: R/a Elehole village, Joldal post,
Chikkamagalur.

PLEA OF THE ACCUSED RECORDED UNDER SECTION
228(2) OF Cr.P.C.

1) Have you heard the charge now read over and explained to you?

Ans: Heard and understood

2) Do you plead guilty or claim to be tried?

Ans: Not guilty claim to be tried

Dated this the day of 2022

R.O.I.& A.C

Sd/-

(Bhanumathi B.C.)

II Addl. District & Sessions Judge
Chikkamagaluru.