

IN THE COURT OF I ADDITIONAL SESSIONS &  
SPECIAL JUDGE AT CHIKKAMAGALURU

**Spl.C No.86/2023**

Complainant : State by Kadur P.S.  
vs  
Accused : Hemantha S.R. & others

**C H A R G E**

I, Bhanumathi B.C., B.A.L, LL.B., I Addl. Sessions & Special Judge, Chikkamagaluru, do hereby charge you:

1. Hemantha S.R., S/o Raju S.S., Aged 25 years, Agriculturist, R/o Chandra-mouleshwara temple, Vedhanagara, Kadur Town.
2. Nalluri Shashi, S/o Suresh K.G. Nalluri, Aged 22 years, Agriculturist, R/o Behind Veerabhadreshwara temple, Kadur Town.
3. Praveen M.D., S/o C.C.Manjunatha, Aged 24 years, Agriculturist, R/o Kote Banavara, Arasikere Town.
4. Pasi Santhosh, S/o Kumar, Aged 24 years, Mason, R/o Madivalara Beedi, 3rd ward, Kadur Town.
5. Sanjay K.M., S/o Manjunatha, Aged 29 years, Agriculturist, R/o Maliyamma Nilaya, Ward No.5, Shaneshwara temple road, Kadur Town.

6. Pangli Dhanu, S/o Thimmaiah, AGed 30 years, Businessman, R/o Benki colony, Kadur Town.
7. Manjunatha, S/o Govindappa, Aged 63 years, Agriculturist, R/o
8. Akash K.S., S/o Srinivasa K.C., Aged 22 years, Agriculturist, R/o Rama-devaragudi beedi, Kadur Town.

as follows:

That on 31.01.2023 at about 4.30 p.m. at Ambedkar Nagara, Kadur Town within the jurisdiction of Kadur police station, when CW.4-Sathyaprakash was proceeding in his autorickshaw bearing registration No.KA-13/C-1480 driven by CW.1-Mohan and the said auto was taking turn on Sri Shaneshwara temple road, you accused No.1 to 8 with common object of abusing and assaulting CW.1 and CW.4 formed yourselves into an unlawful assembly and thereby you the accused committed an offence punishable under Section 143 of Indian Penal Code and within my cognizance.

2. That on the aforesaid date, time and place, you accused No.1 to 8 being the members of unlawful assembly and in furtherance of your common object, destroyed the front and left side glass of the autorickshaw and caused loss to the tune of Rs. 5,000/- and thereby you the accused committed an offence punishable under section 427 of Indian Penal Code r/w. section 149 of said Code and within my cognizance.

3. That on the aforesaid date, time and place, you accused No.1 to 8 being the members of unlawful assembly and in furtherance of your common object,

abused CW.1 and CW.4 in filthy language, gave provocation to them knowing fully well that such provocation would cause them to break the public peace and thereby you the accused committed an offence punishable under section 504 of Indian Penal Code r/w. Section 149 of said Code and within my cognizance.

4. That on the aforesaid date, time and place, you accused No.1 to 8 being the members of unlawful assembly and in furtherance of your common object, assaulted CW.1 and CW.4 with hands on their head, back, face and kicked with legs on their person and later at about 8 p.m. when CW.1 was taking treatment at Govt. Hospital, Kadur CW.5-Hanumantha went to see him and questioned you accused No.1 to 8 for the reason of assault in the hospital premises, at that point of time, you accused No.1 to 8 assaulted CW.5 by with hands on his face, chest, stomach, ribs and head and thereby you having voluntarily caused simple hurt to CW.1, CW.4 and CW.5, you accused committed an offence punishable under section 323 of Indian Penal Code R/w section 149 of said Code and within my cognizance.

5. That on the aforesaid date at about 8 p.m. at the premises of Govt. Hospital, Kadur, you accused No.1 to 8 being the members of unlawful assembly and in furtherance of your common object, threatened the life of CW.5 with dire consequences and thereby committed an offence of criminal intimidation punishable under section 506 of Indian Penal Code R/w section 149 of said Code and within my cognizance.

6. That on the aforesaid date, time and place, you accused No.1 to 8 not being the members of any

Scheduled Caste or Scheduled Tribe, intentionally insulted CW.1, a member of a Scheduled Caste by abusing him with intent to humiliate him within public view and thereby committed the offence punishable under Section 3(1)(r) of the SC & ST (Prevention of Atrocities) Act and within my cognizance.

7. That on the aforesaid date, time and place, you accused No.1 to 8 not being the members of any Scheduled Caste or Scheduled Tribe, abused CW.1, a member of a Scheduled Caste by touching the name of his caste within public view and thereby committed the offence punishable under Section 3(1)(s) of the SC & ST (Prevention of Atrocities) Act and within my cognizance.

8. That on the aforesaid date, time and places, you accused No.1 to 8 not being the members of any Scheduled Caste or Scheduled Tribe, committed the offence under Sections 323 and 506 of IPC against CW.1 and CW.5 knowing that they are the members of a Scheduled Caste and thereby committed an offence punishable under Section 3(2)(va) of the SC & ST (Prevention of Atrocities) Act, and within my cognizance.

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

Dated this the 28<sup>th</sup> day of August 2024.

Sd/-  
(Bhanumathi B.C.)  
I Addl Sessions & Special Judge,  
Chikkamagaluru.