

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

Spl.C No.103/2023

Complainant : State by Lakkavalli P.S.

vs

Accused : Santhosha and 3 others

C H A R G E

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

1. Santhosha, S/o Mudlappa @ Vellittore, Aged 35 years, Coolie,
2. Mamatha, W/o Santhosha, Aged 28 years, Coolie,
3. Somashekhara @ Somashekar @ Soma, S/o Mudlappa @ Vellittore, Aged 40 years, Coolie,
4. Roopa, W/o Somashekhara, Aged 33 years, Coolie,

All are residents of Gopala village,
Lakkavalli Hobli, Tarikere Taluk.

as follows:

That during legislative assembly elections CW.1 Manjunatha and his wife CW.4-Smt. Bhagya supported an independent candidate Gopikrishna and you accused

persons supported the candidate of Congress party and as per the result declared on 13.05.2023 the candidate of congress party had won the elections and on that day at about 5.30 p.m. in the backdrop of congress party winning the election, you accused No.1 to 4 with common intention trespassed into house of CW.1 and CW.4 situated at Gopala village, Tarikere Taluk within the jurisdiction of Lakkavalli Police Station with an intention to commit crime and thereby you the accused committed an offence punishable under section 448 of Indian Penal Code r/w Section 34 of the said Code and within my cognizance.

2. That on the aforesaid date, time and place, in furtherance of your common intention, you accused No.1 to 4 pulled and dragged the nighty of CW.4 and torn the same and tried to outrage her modesty and thereby committed an offence punishable under section 354 of Indian Penal Code r/w Section 34 of the said Code and within my cognizance.

3. That on the aforesaid date, time and place, in furtherance of your common intention, you accused No.1 and 2 voluntarily caused simple hurt to CW.1 by assaulting him with clubs on his person and thereby committed the offence punishable under Section 324 of Indian Penal Code r/w Section 34 of the said Code and within my cognizance.

4. That on the aforesaid date, time and place, in furtherance of your common intention, you accused No.1 and 2 abused CW.1 in filthy language and gave

provocation, knowing fully well that such provocation would cause him to break the public peace and thereby committed an offence punishable under section 504 of Indian Penal Code r/w Section 34 of the said Code and within my cognizance.

5. That on the above said date, time and place, you accused No.1 to 4 not being the members of any Scheduled Caste or Scheduled Tribe, intentionally insulted CW.1, a member of a Scheduled Caste by abusing him by touching the name of his caste 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.

6. That on the above said date, time and place, you accused No.1 to 4 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 offences punishable under Section 3(1)(s) of the SC & ST (Prevention of Atrocities) Act, and within my cognizance.

7. That on the above said date, time and place, you accused No.1 to 4 not being the members of Scheduled Caste or Scheduled Tribe, after the legislative assembly result caused hurt to CW.1, a member of a Scheduled Caste and threatened to boycott him and thereby committed an offence punishable under Section 3(1)(n) of the SC & ST (Prevention of Atrocities) Act, and within my cognizance.

8. That on the above said date, time and place, you accused No.1 to 4 not being the members of Scheduled Caste or Scheduled Tribe, committed the offence under Sections

448 and 324 of IPC against CW.1 knowing that he is the member 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.

Date: 16.07.2024.

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