

IN THE COURT OF II ADDITIONAL DISTRICT
& SESSIONS JUDGE, AT CHIKKAMAGALURU

S.C No.185/2022

Complainant : State by Aldur P.S.

VS

Accused : Mahesha A.B. and 3 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. Mahesha A.B. S/o Belliyappa Gowda
A.N., Aged 40 years, Farmer, R/a Agala
village, Angaravalli post,
Chikkamagaluru Taluk.
2. Umesha A.B. S/o Belliyappa Gowda
A.N., Aged 39 years, Farmer, R/a Agala
village, Angaravalli post,
Chikkamagaluru Taluk.
3. Smt. Anitha W/o Umesha A.B., Aged 35
years, Housewife, R/a Agala village,
Angaravalli post, Chikkamagaluru
Taluk.
4. Smt. Padmakshi W/o A.B.Mahesha,
Aged 37 years, Housewife, R/a Agala
village, Angaravalli post,
Chikkamagaluru Taluk.

as follows:

That on 23.03.2020 at about 10.30 AM, when CW.1-Latha A.H along with CW.2-Jayamma and CW.3-Roopa were picking pepper in the coffee estate bearing Sy.No.323 situated at Agala village, Chikkamagaluru Taluk belonging to CW.2, within the jurisdiction of Aldur police station, in furtherance of your common intention, you accused trespassed into the said coffee estate with an intention to commit crime and thereby you the accused committed an offence punishable under section 447 of Indian Penal Code r/w. section 34 of said Code and within my cognizance.

Secondly, on the aforesaid date, time and place, in furtherance on your common intention you the accused No.1 abused CW.1 to CW.3 in filthy language and 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 Indian Penal Code r/w. Section 34 of said Code and within my cognizance.

Thirdly, on the aforesaid date time and place, you accused in furtherance of common intention, with an intention to commit murder of CW.1 to CW.3 with a knowledge that by your act you would be causing death of CW.1 to CW.3 and under circumstances in which by your act CW1 to CW3 had died, you would have guilty of murder, you accused No.1 tried to assault CW.1 with a machete and when she put her hand across, it hit on her left hand and caused grievous injuries, you

accused No.2 assaulted CW.2 on her head with machete and you accused No.3 assaulted CW.3 on her head and on her person with an iron rod and caused bleeding injuries and thereby you the accused having attempted to commit murder of CW.1 to CW.3 you committed an offence punishable under section 307 of Indian Penal Code r/w. Section 34 of said Code and within my cognizance.

Fourthly, on the aforesaid date, time and place, you accused No.1 in furtherance of common intention, when CW.2 intervened to separate the scuffle, you accused No.1 voluntarily assaulted on her hands and left leg with a machete and caused grievous injuries and thereby you the accused committed an offence punishable under section 326 of Indian Penal Code r/w. Section 34 of said Code and within my cognizance.

Fifthly, on the aforesaid date, time and place, when CW.3 intervened to separate the scuffle, you accused No.2 voluntarily assaulted on her head, body and hand with an iron rod and you accused No.3 assaulted CW.1 with a machete on her right hand and thereby you the accused committed an offence punishable under section 324 of Indian Penal Code r/w. Section 34 of said Code and within my cognizance.

Sixthly, on the aforesaid date, time and place, in furtherance of your common intention you accused No.2 tried to outrage the modesty of CW.3

by pushing her by holding her chest and made her to fall on the ground and kicked on her stomach with leg and used criminal force on her and thereby you the accused committed an offence punishable under section 354 of Indian Penal Code r/w section 34 of said Code and within my cognizance.

Seventhly, on the aforesaid date, time and place, in furtherance of your common intention you accused No.4 voluntarily assaulted CW.1 with hands and bite on her right shoulder and thereby you accused committed an offence punishable under section 323 of Indian Penal Code r/w section 34 of said Code and within my cognizance.

Lastly, on the aforesaid date, time and place, in furtherance of common intention, you all the accused have committed criminal intimidation by threatening the life of CW.1 to CW.3 with dire consequences and thereby you the accused committed an offence punishable under section 506 of Indian Penal Code r/w. Section 34 of said Code and within my cognizance.

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

Dated this the 05th day of April, 2023.

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(BHANUMATHI B.C.)

II Addl District & Sessions Judge,
Chikkamagaluru.

IN THE COURT OF II ADDITIONAL DISTRICT
& SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.185/2022

Name of the accused : Mahesha A.B. **A-1**
Father's name : Belliyaooa Gowda A.N.
Age : 40 years
Occupation : Farmer
Residence : Agala village, Angaravalli
post, Chikkamagaluru Taluk

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 and claim to be tried.

Dated this the 05th day of April,2023

R.O.I.& A.C

sd/-

(BHANUMATHI B.C.)

II Addl District & Sessions Judge,
Chikkamagaluru.

IN THE COURT OF II ADDITIONAL DISTRICT
& SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.185/2022

Name of the accused : Umesha A.B. A-2
Father's name : Belliyappa Gowda A.N.
Age : 39 years
Occupation : Farmer
Residence : Agala village, Angaravalli
post, Chikkamagaluru Taluk

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

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

Ans: not guilty claim to be tried

Dated this the 05th day of April, 2023

R.O.I.& A.C

Sd/-

(BHANUMATHI B.C.)

II Addl District & Sessions Judge,
Chikkamagaluru.

IN THE COURT OF II ADDITIONAL DISTRICT
& SESSIONS JUDGE AT CHIKKAMAGALURU

Sessions Case No.185/2022

Name of the accused : Smt. Anitha A-3
Husband's name : Umesha A.B.
Age : 35 years
Occupation : Housewife
Residence : Agala village, Angaravalli
post, Chikkamagaluru Taluk

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

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

Ans: Not guilty claim to be tried

Dated this the 05th day of April, 2023

R.O.I.& A.C

Sd/-

(BHANUMATHI B.C.)

II Addl District & Sessions Judge,

Chikkamagaluru.
IN THE COURT OF II ADDITIONAL DISTRICT
& SESSIONS JUDGE, AT CHIKKAMAGALURU

Sessions Case No.185/2022

Name of the accused : Smt. Padmakshi A-4
Husband's name : A.B. Mahesha
Age : 37 years
Occupation : Housewife
Residence : Agala village,
Angaravalli post,
Chikkamagaluru Taluk

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

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

Ans: not guilty claim to be tried.

Dated this the 05th day of April, 2023

R.O.I.& A.C

Sd/-

(BHANUMATHI B.C.)

II Addl District & Sessions Judge,
Chikkamagaluru.