

KACM710038732022



**IN THE COURT OF THE ADDITIONAL CIVIL JUDGE AND
J.M.F.C., AT TARIKERE**

Present: Smt.Urmila.V., B.A.L., LL.B.,
Addl. Civil Judge & JMFC, Tarikere.

Dated: 9th Day of September 2025

C.C.NO.2835/2022

Complainant: State by Lingadahalli Police

(By : Asst. Public Prosecutor)

Vs.

Accused :

- 1) Thejas S/o Shekharappa, aged 23 years, Farmer, R/o Nandi Hosalli Village, Lingadahalli Hobli, Tarikere Taluk, Chikkamagaluru District.
- 2) Girisha S/o Hanumanthappa, aged 23 years, Labourer, R/o S.J.M. College Backside, Galihalli Cross, Tarikere, Chikkamagaluru District.
- 3) Manjunatha S/o Rajanna, aged 28 years, Labourer, R/o Nandi Hosalli Village, Lingadahalli Hobli, Tarikere Taluk, Chikkamagaluru District.
- 4) Gagana.T.L. S/o Lokesha, aged 21 years, Driver, Ambedkar Nagara, M.G.Road, Tarikere, Chikkamagaluru District.

(A.1 : By Sri T.R.Srinivas, Advocate.

A.2 : By Sri H.Shivashankara Naik, Advocate.

A.3 & 4 : By Sri S.V.Ashok Kumar, Advocate.)

KACM710038732022

**COMMITTAL ORDER**

In this case, the P.S.I., of Lingadahalli Police has submitted charge sheet against the accused No.1 to 4 for the offences punishable u/s 506, 504, 324, 323, 341 r/w Section 34 of IPC.

2. Upon perusal of the records, it discloses that during the crime stage itself, the accused No.1 and 2 have voluntarily appeared before the court and they were enlarged on bail. After filing of the charge-sheet, cognizance taken for the above said offences and case was registered against the accused No.1 to 4 on 02.12.2022 in C.C.No.2835/2022 and issued summons to accused. The accused No.3 and 4 also appeared before this court and obtained bail on 13.02.2023. The copy of the charge sheet was supplied to the accused No.1 to 4 as per Section 207 of Cr.P.C.

3. During the trial, on 08.09.2025 the learned APP filed application stating that the counter case i.e., Special Case No.187/2021 (Lingadahalli Police Crime No.110/2021) is pending before the Hon'ble I Addl. District and Sessions Judge, Chikkamagaluru and as such, the present case and above stated Special case are to be tried together and hence, prays to commit the case to the Sessions Court, Chikkamagaluru. The learned counsels for the accused No.1 to 4 submits no objections to commit the case.

KACM710038732022



4. On perusal of the record, it discloses that, index sheet annexed to the charge sheet, there is a reference that the present case on hand is the counter case of Lingadahalli Police Crime No.109/2021 registered for the offence punishable u/s 323 and 324 r/w Section 34 of IPC. On perusal of FIR annexed to the charge-sheet of the present case, it discloses that Crime No.109/2021 is registered against the accused namely Kiran, Guru, Promoda and Abhi on the complaint filed by one Thejas.H.S., for the offence punishable u/s 323 and 324 r/w 34 of IPC. Further, after registering of the present case on hand in C.C.No.2835/2022, this court issued summons to the accused No.1 to 4 and obtained their presence and after HBC, this court framed the charge against the accused No.1 to 4 for the offence punishable u/s 341, 504, 324, 323 and 506 r/w 34 of IPC and now the case was posted for evidence of prosecution witnesses.

5. At this stage, the learned APP filed the above said application on 08.09.2025. Neither the learned APP nor the concerned Investigating Officer have brought to the notice of this court about the filing of the charge sheet in Crime No.110/2021 before the Hon'ble Prl. District and Sessions Court, Chikkamagaluru till 08.09.2025. In the charge sheet of the present case on hand, the Investigating Officer has not

KACM710038732022



mentioned about the Special Case No.187/2021 (Lingadahalli Police Crime No.110/2021) filed before Hon'ble Prl. District and Sessions Court, Chikkamagaluru. Hence, this court has no knowledge about the filing of Special Case No.187/2021 (Lingadahalli Police Crime No.110/2021) which is the counter case of present case on hand. The accused No.1 to 4 have furnished committal surety on 09.09.2025. Hence, there is a delay in committing the case. Hence this court proceed to pass the following:

ORDER

In exercise of the powers conferred u/s 323 of Cr.P.C, this case is hereby committed to the Hon'ble Prl. District and Sessions Court, Chikkamagaluru.

Office is hereby directed to send the entire records of this case along with properties pertaining to this case to the Hon'ble Prl. District and Sessions Court, Chikkamagaluru immediately.

Intimate the order of commitment to the learned P.P., of the Hon'ble Prl. District and Sessions Court, Chikkamagaluru.

KACM710038732022



The accused No.1 to 4 are hereby directed to appear before the Hon'ble Sessions Court, Chikkamagaluru as and when directed to do.

(Pronounced in the open Court on this the day of 9th day of September 2025.)

sd/-
(URMILA.V)
ADDL.CIVIL JUDGE AND
J.M.F.C.,TARIKERE.