

IN THE COURT OF THE PRL.CIVIL JUDGE & JMFC,

AT ALAND

C.C. NO:31/2019

The State through Nimbarga P.S.-V/s. – Shivaputra and Another.

CHARGE

I, **CHANDRAKANTH**, *Prl. Civil Judge & JMFC Aland*, do hereby charge you,

ACCUSED:

1. Shivaputra S/o. Basappa Balurgi,
Aged: 52 years, Occ: Agriculture,
2. Mallappa S/o. Basappa Balurgi,
Aged: 36 years, Occ: Agriculture,

Above both are R/o. Yalasangi, village, Tq: Aland.

As follows;

Firstly, that on 13.10.2018 at 11:45 a.m. at the border of Yalasangi village, within the limits of Nimbarga Police Station, near the well in the land of CW1, when CW1 was releasing the water to Toor Dal, you accused No.1 and 2 in furtherance of your common intention, you accused No.1 intentionally insulted CW1 by abusing him in filthy language as “ಏ ರಂಡಿ ಮಗನೆ ಮೊದಲು ಹಣ ಕೊಡು ಆ ಮೇಲೆ ನೀರು ಬಿಟ್ಟುಕೊ” and thereby gave provocation to C.W.1 intending or knowing it likely that such provocation will cause C.W.1 to break the public peace or to commit any other offence and thereby you

accused No.1 and 2 have committed an offence punishable U/Sec.504 R/w Sec.34 of Indian Penal Code and within my cognizance.

Secondly, that on above said date, time and place, you accused No.1 and 2 in furtherance of your common intention, you accused No.2 wrongfully restrained the movement of CW1 from proceeding further and to commit certain offence and thereby you accused No.1 and 2 have committed an offence punishable U/Sec.341 R/w Sec.34 of Indian Penal Code and within my cognizance.

Thirdly, that on the above said date, time and place, you accused No.1 and 2 in furtherance of your common intention, you accused No.1 has voluntarily caused hurt to CW1 on his cheek with hand and also voluntarily caused hurt to CW1 on his hip with leg and thereby you accused No.1 and 2 have committed an offence punishable U/Sec.323 R/w Sec.34 of Indian Penal Code and within cognizance of this court.

Fourthly, that on above said date, time and place, you accused No.1 and 2 in furtherance of common intention, you accused No.1 voluntarily caused hurt to CW1 on his back poked with handle of scourge, if which is used as a weapon of offence is likely to cause death and thereby you accused No.1 to 4 have committed an offence punishable U/Sec.324 R/w Sec.34 of Indian Penal Code and within my cognizance.

Finally, that on the above said date, time and place, you accused No.1 and 2 in furtherance of common intention, you accused No.2 criminally intimidated CW1 by threatening to take away his life as “ನಿನಗೆ ಇಡಂಗಿಲ್ಲ”, so as to cause alarm in his mind and thereby you accused No.1 and 2 have committed an offence punishable U/Sec.506 R/w Sec.34 of Indian Penal Code and within cognizance of this court.

And I hereby direct that you be tried on the said charge.

(CHANDRAKANTH)
PRL.CIVIL JUDGE & JMFC,
ALAND

PLEA OF ACCUSED

Q.1 : Have you heard and understood the accusation now readover and explained in the language known to you ?

Ans: A.1 :

A.2 :

Q.2 : Do you plead guilty or claim to be tried ?

Ans: A.1 :

A.2 :

Certified that the above examination of the accused is taken in my presence, hearing and that the record contains a full and true account of the statement made by the accused.

PRL.CIVIL JUDGE & JMFC,

ALAND