

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

C.C. NO:46/2018

The State through Nimbarga P.S.-V/s. – Guru & others

C H A R G E

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

ACCUSED:

1. Guru S/o. Kalyanarao Patil,
Aged: 38 years, Occ: Agriculture,
2. Rajkumar S/o. Basaveshwar Patil,
Aged: 42 years, Occ: Agriculture,
3. Kalyani S/o. Bhimasha Pujari,
Aged: 38 years, Occ: Pujarike (ಪೂಜಾರಿಕೆ),
4. Shivakumar S/o. Shivalingappa Nandikol,
Aged: 35 years, Occ: Agriculture,
5. Mallinath S/o. Babsab Police Patil,
Aged: 32 years, Occ: Agriculture,

Above all are R/o. Hittal Shiroor village, Tq: Aland.

As follows;

Firstly, that on 19.07.2017 at 06.00 p.m. at the border of Hittal Shiroor village, near the land of Kalyani S/o. Bhimasha Pujari, within the limits of Nimbarga Police Station, when CW1 was working old road work from Hittal Shiroor to Benne Shiroor village from his JCB bearing No.KA-32-C-3832, you accused No.1 came there in your motor cycle bearing No.KA-32-EA-1195 and you

accused No.2 to 5 also came there by forming an unlawful assembly and in prosecution of common object of the said assembly, namely, to commit rioting, to cause hurt, to intentionally insult and to criminally intimidated and thereby you have committed an offence punishable U/Sec.143 R/w Sec.149 of Indian Penal Code, within the cognizance of this court.

Secondly, that on the above said date, time and place, you accused Nos.1 to 5 being members of an unlawful assembly, in prosecution of common object of the said assembly committed an act of rioting with intent to commit certain offence and thereby you have committed an offence punishable U/Sec.147 R/w Sec.149 of Indian Penal Code, within the cognizance of this court.

Thirdly, that on the above said date, time and place, you accused Nos.1 to 5 were members of an unlawful assembly, in prosecution of common object, have wrongfully restrained the movement of CW1 from proceeding further with an intention to commit certain offenses and thereby you have committed an offense punishable U/Sec.341 R/w Sec.149 of Indian Penal Code, within the cognizance of this court.

Fourthly, that on the above said date, time and place, were members of an unlawful assembly, in prosecution of common object, you accused No.1 to 5, persons have intentionally insulted CW1 by abusing him in filthy language as "ಏ ರಂಡಿ ಮಗನೆ ಕೆಲಸಾ ಬಂದ ಮಾಡು" and thereby gave provocation to him and also intentionally insulted intending or knowing it to be likely that such provocation

will cause CW1 to break the public peace or to commit any other offence and thereby you have committed an offence punishable U/Sec.504 R/w Sec.149 of Indian Penal Code, within the cognizance of this court.

Fifthly, that on the above said date, time and place, you accused No.1 to 5 were members of an unlawful assembly, in prosecution of common object, when CW1 get down from the above said JCB, you accused No.1 pulled the collar of the shirt of CW1 and you accused No.2 to 5 thrown the stones on the front glass of the above said JCB and thereby committed mischief by causing damage to JCB amounting to Rs.15,000/- and thereby you have committed an offence punishable U/Sec.427 of IPC, within the cognizance of this court.

Finally, that on the above said date, time and place, were members of an unlawful assembly, in prosecution of common object you accused Nos.1 to 5, have criminally intimidated by threatening CW1 lives as “ನಿನಗೆ ಖಲಾಸ ಮಾಡುತ್ತೇವೆ” so as to cause alarm in his mind and thereby you have committed an offence punishable U/Sec.506 R/w Sec.149 of Indian Penal Code, within the cognizance of this court.

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

(YALLAPPA KALLAPUR)
PRL.CIVIL JUDGE & JMFC
ALAND

PLEA OF ACCUSED

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

Ans: A.1:

A.2:

A.3:

A.4:

A.5:

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

Ans: A.1:

A.2:

A.3:

A.4:

A.5:

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**