

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

C.C. NO:162/2019

The State through Naron P.S.-V/s. -Shantamallappa @ Shantappa
& Others

C H A R G E

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

ACCUSED:

1. Shantamallappa @ Shantappa S/o Ganganna Biradar,
Aged: 70 years, Occ: Agriculture,
R/o. Basavansangolagi Village.
2. Shivanand @ Shivakumar S/o Shantamallappa @
Shantappa Biradar,
Aged: 32 years, Occ: Agriculture,
R/o. Basavansangolagi Village.
3. Devindrapapa @ Devanand S/o Shantamallappa @
Shantappa Biradar,
Aged: 32 years, Occ: Agriculture,
R/o. Basavansangolagi Village.
4. Sunanda W/o. Shivanad @ Shivakumar Biradar,
Aged: 32 years, Occ: Household,
R/o. Basavansangolagi Village.
5. Indirabai W/o. Shantamallappa @ Shantappa Biradar,
Aged: 64 years, Occ: Household,
R/o. Basavansangolagi Village.

As follows;

Firstly, that on 28.06.2018 at 12:30 p.m. at
Basavansangolagi village, in front of the house of CW1, on public
road, within the limits of Naron Police Station, when CW1 and 2

were standing on the road, at that time, you the accused No.1 to 5 formed an unlawful assembly with common object to commit rioting, to intentionally insult CW1 and to criminally intimidate her and thereby 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, in furtherance of above offence, you the accused No.1 to 5 being members of an unlawful assembly, in prosecution of common object of the said assembly, committed an act of rioting with an intent to commit certain offences and you have committed an offence of rioting armed with deadly weapon and thereby committed an offence punishable U/Sec.147 and 148 R/w Sec.149 of Indian Penal Code, within the cognizance of this Court.

Thirdly, that on above said date, time and place, in furtherance of above offence, you the accused No.1 to 5 being members of an unlawful assembly and in prosecution of your common object, you the accused No.1 intentionally insulted CW1 by abusing her in filthy language stating that “ಏ ರಂಡಿ ನೀವು ಇಲ್ಲಿಯಿಂದ ಓಡಾಡಬಾರದು ಮತ್ತು ಇಲ್ಲಿ ನಿಲ್ಲಬಾರದು ಎಂದು ಹೇಳಿದರು ಕೂಡ ಅಲ್ಲೇ ಏಕೆ ನಿಂತಿದ್ದಿರಿ” and thus insulted CW1 intending or knowing it to be likely that such provocation will cause her to break the public peace or to commit any other offence and thereby committed an offence punishable U/Sec.504 R/w Sec.149 of Indian Penal Code, within the cognizance of this Court.

Fourthly, that on above said date, time and place, in furtherance of above offences, you accused No.1 to 5 being members of an unlawful assembly and in prosecution of common

object, you the accused No.1 assaulted CW1 with a stone on back side of her head and caused bleeding injury, when CW2 tried to pacify the quarrel, you the accused No.3 assaulted CW2 with a stone on his head and on his back and caused bleeding injury by deadly weapon and thereby committed an offence punishable U/Sec.324 R/w Sec.149 of Indian Penal Code, within the cognizance of this Court.

Fifthly, that on above said date, time and place, in furtherance of above offences, you accused No.1 to 5 being members of an unlawful assembly and in prosecution of common object, you the accused No.1, 4 and 5 assaulted CW1 knocked her down and kicked on her stomach and thereby committed an offence punishable U/Sec.323 R/w Sec.149 of Indian Penal Code, within the cognizance of this Court.

Sixthly, that on the above said date, time and place, in furtherance of above offence, you the accused Nos.1 to 5 being members of an unlawful assembly, in prosecution of common object, you the accused No.5 used criminal force against CW1, a woman by pulling her saree and hairs, intending to outrage her modesty or knowing fully well that the intended act is likely to outrage the modesty of the said woman and thereby committed an offence punishable U/Sec.354 R/w Sec.149 of Indian Penal Code, within the cognizance of this Court.

Finally, that on above said date, time and place, in furtherance of above offences and you accused No.1 to 5 being members of an unlawful assembly and in prosecution of common object, you the accused No.1 to 5 threatened CW1 and CW2 stating

that you will take away their life and thereby 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 by this Court.

(CHANDRAKANTH)
ADDL.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.4:
A.2:	A.5:
A.3:	

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

Ans: A.1:	A.4:
A.2:	A.5:
A.3:	

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.

ADDL.CIVIL JUDGE & JMFC,
ALAND