

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

C.C. NO:191/2019

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

CHARGE

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

ACCUSED:

1. Sharanabasappa S/o. Shivalingappa Sudugan,
Aged: 27 years, Occ: Coolie,
2. Nagesh S/o. Shivalingappa Sudugan,
Aged: 20 years, Occ: Coolie,
3. Bhukantewwa W/o. Girimallappa Mundinkeri,
Aged: 27 years, Occ: Housewife,
4. Shivalingappa S/o. Nagappa Sudugan,
Aged: 52 years, Occ: Coolie,
5. Parwati W/o. Shivalingappa Sudugan,
Aged: 48 years, Occ: Coolie,

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

As follows;

Firstly, that on 11.09.2018 at 5:00 p.m. on the border of Madyal village, when CW1 went to bus stand from his house, you accused No.1 to 5 in front of the house of accused No.3 came 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 my cognizance.

Secondly, that on the above said date, time and place, you 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 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 my cognizance.

Thirdly, that on the above said date, time and place, you 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 intent to commit certain offence, you accused were armed with iron knife (ಢಚ್ಚು) and thereby you have committed an offence punishable U/Sec.148 R/w Sec.149 of Indian Penal Code, within my cognizance.

Fourthly, that on the above said date, time and place, were members of an unlawful assembly, in prosecution of common object of you accused No.1 to 5, have wrongfully restrained the movement of CW1 from proceeding further with an intention to commit certain offence and thereby you have committed an offence punishable U/Sec.341 R/w Sec.149 of Indian Penal Code and within my cognizance.

Fifthly, that on the above said date, time and place, were members of an unlawful assembly in prosecution of common object of you accused No.1 to 5, have intentionally insulted CW1 by abusing him in filthy language as “ಗರಿಮಲ್ಲ ಮಗನೆ ನಿನಗೆ ಸೊಕ್ಕು ಬಂಹಳ ಬಂದಾದ ಇವತ್ತು ಒಂದು ಕೈ ನೊಡೆ ಬಿಡತಿನಿ” and thereby gave provocation him and also intentionally insulted intending or knowing it to be likely that such provocation will cause him 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 my cognizance.

Sixthly, 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, have voluntarily caused hurt to CW1 on his stomach and back with legs and thereby you have committed an offence punishable U/Sec.323 R/w Sec.149 of Indian Penal Code, within my cognizance,

Seventhly, 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, you accused No.2 voluntarily caused hurt to CW1 on his hand with iron knife (ಪಚ್ಚು) and caused bleeding injury, if which is used as a weapon of offence is likely cause death and thereby you have committed an offence punishable U/Sec.324 R/w Sec.149 of Indian Penal Code, within my cognizance

Finally, 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, have criminally intimidated by threatening CW1 life, 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 my cognizance.

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 readover 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