

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

C.C.NO.1871/2023

COMPLAINANT: The State through Narona P.S.

// Vs //

ACCUSED:

1. Shivacharan S/o. Chandrika, **(Abated)**
Aged: 26 years. Occ: Driver,
2. Abdul Aleem S/o. Abdul Hai Choudhari,
Aged: 26 years. Occ: Bakery Work,

Both are R/o. Belukha Ansik, Tq: Banasi,
Dist: Siddarth Nagar, State: Uttar Pradesh,
now at Ekundi Road, Dhanalaxmi Colony,
Omerga.

SUBSTANCE OF ACCUSATION

It is alleged by the prosecution that on 19.10.2022 at 7:00 a.m. on Aland-Kalaburagi Highway road No.10, near Karnataka Central University, Kadaganchi, within the limits of Narona Police Station, when CW11 was traveling from Kalaburagi on Ashok Leyland Lorry bearing Reg.No.MH-13/CU-5299, you accused No.1, CW1 and the son of CW10-Manoj S/o. Sidramappa Kondagole were traveling on Ashok Leyland Dosti Mini Goods Vehicle bearing Reg.No.MH-25/AJ-3603 of accused No.2, drove the same in rash and negligent manner so as to endanger human life and personal safety of others and suddenly dashed to the above said lorry

and caused injuries to Manoj and CW1 and thereby you accused No.2 alongwith deceased Shivacharan committed an offence punishable U/Sec.279 of Indian Penal Code and the same is within the cognizance of this Court.

It is further alleged that on the above said date, time and place, you accused No.1 drove the above said vehicle in the above stated manner and caused the accident to CW1, due to which he sustained simple injuries and thereby you accused No.2 alongwith deceased Shivacharan committed an offence punishable U/Sec.337 of Indian Penal Code and the same is within the cognizance of this Court.

It is further alleged that on the above said date, time and place, you accused No.1 drove the above said vehicle in the above stated manner, caused the accident to Manoj S/o. Sidramappa Kondagole, due to which he succumbed to those injuries in hospital and thereby caused the death of the deceased by your above said rash and negligent act not amounting to culpable homicide and thereby you accused No.2 alongwith deceased Shivacharan committed an offence punishable U/Sec.304-A of Indian Penal Code and the same is within the cognizance of this Court.

It is further alleged that you accused No.2 being the owner of the above said offended vehicle has permitted accused No.1 to drive the said vehicle knowing fully well that he has no driving license to drive the said vehicle and thereby

you accused No.2 alongwith deceased committed an offence punishable U/Sec.180 of Motor Vehicles Act and the same is within the cognizance of this Court.

It is further alleged that you accused No.1 being the driver of the above said offended vehicle has drove the said vehicle without having valid to drive the said vehicle and thereby you accused No.2 alongwith deceased Shivacharan committed an offence punishable U/Sec.181 of IMV Act and the same is within the cognizance of this Court.

It is further alleged that you accused No.1 being the driver of the above said vehicle drove the same in the above manner and at that time, under the influence of alcohol and thereby you accused No.2 alongwith deceased Shivacharan committed an offence punishable U/Sec.185 of IMV Act and the same is within the cognizance of this Court.

(SNEHA PATIL)
ADDL.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:(**Abated**)

A.2:

Q.2: Do you plead guilty?

Ans: A.1:(**Abated**)

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.

(SNEHA PATIL)
ADDL.CIVIL JUDGE & JMFC,
ALAND