

**IN THE COURT OF THE Ist ADDITIONAL CIVIL JUDGE
AND JMFC., AT KUSHTAGI**

Present: - Sri. Mahantesh Choulagi., B.A., LL.B.,
Ist Addl. Civil Judge and JMFC, Kushtagi

Dated this the 04th day of August, 2026.

C.C.NO.536/2021

Complainant .. The State represented by
Sub-Inspector of Police
Hanmasagara Police Station,
Koppal District.

-V/s-

Accused .. **Takarappa,**
Aged about 40 years,
S/o. Somaleppa Rathod,
R/o Mavinaitagi village,
Kushtagi Taluk, Koppal District.

COMMITTAL ORDER

The SHO, Hanamasagar has submitted final report against the accused for the offence punishable under Section 273, 284 of IPC and under section 32 and 34 of K.E.Act, in Crime No.11/2021 of Hanamasagar Police Station.

2. On perusal of the final report, cognizance of the offence punishable under Section under Section 273, 284 of IPC and under section 32 and 34 of K.E.Act, is taken against the accused. The accused is already enlarged on bail.

3. The prosecution papers supplied to the accused as per Sec.230 of BNS-2023/ 207 of Cr.P.C.. After that case was posted for HBC and then case posted for charge and charge framed and issued witness summons.

4. After completion of prosecution said evidence recorded statement of the accused under section 313 of Cr.P.C., and heard the argument both side and now case is posted for judgment. Now, it brought notice that, the alleged offences are exclusively triable by Sessions Court. Hence, it is necessary case shall be committed to the Sessions Court. **Section 323 of Cr.P.C., procedure when, after commencement of inquiry or trial, magistrate finds case should committed.** - If, in any inquiry into an offence or trial before a magistrate, it appears to him at any stage of the proceedings before signing the Judgment that the case is one which ought to be tried by the Court of Session he shall commit it to that, court under the provisions herein before contained and there upon the provisions of chapter XVIII shall apply to the commitment so made.

5. The alleged offence against the accused for the offence punishable under Section under Section 273, 284 of IPC and under section 32 and 34 of K.E.Act, is exclusively triable by the Court of Session. Hence, this case has to be committed to the Hon'ble Principal District and Sessions Judge, Koppal for further proceedings. Accordingly, I proceed to pass the following:

ORDER

Acting U/Sec.232 of BNS-2023/ 209 of Cr.P.C., this case is committed to the Hon'ble Principal District and Sessions Judge, Koppal for further proceedings.

The accused shall appear before the Hon'ble Principal District and Sessions Court as and when directed to do so.

The office is directed to send the entire records, papers and properties pertaining to this case to the Hon'ble Principal District and Sessions Court, Koppal.

Intimate the learned Public Prosecutor, Koppal, committal of this case.

(Dictated to the Stenographer directly on the Computer, typed by him, corrected by me and then pronounced in the open court, this the 04th day of August, 2026.)

(Mahantesh Choulagi)
Ist Addl.Civil Judge & JMFC,
Kushtagi.