

**IN THE COURT OF II ADDITIONAL CIVIL JUDGE
(JR. DIVISION)
SATTENAPALLI.**

Present: **MOHAMMAD GOUSE**,
II Additional Civil Judge (Jr. Division), Sattenapalli.

Thursday, this the 07th day of March, 2024.

P.R.C. No. 08 of 2022
Cr. No. 396/2021 of Amaravathi P.S.

Between:

State represented by the Sub-Inspector of Police,
Amaravathi P.S. **...Complainant.**

And

1. Kolikipudi Rayappa, S/o. Bhaskara Rao, 36 Years,
 2. Kolikipudi Venkateswarlu, S/o. Bhaskar, 45 Years,
 3. Kolikipudi Sagar Babu @ Sagar, S/o. Venkateswarlu, 19 Years,
 4. Kolikipudi Ramesh, S/o. Venkateswarlu, 21 Years,
 5. Kambhampati Mahesh Babu @ Mahesh, S/o. Pamulu, 24 Years,
- All are R/o. Lingapuram village, Amaravathi Mandal.
- ...Accused.**

This case is coming for hearing before me in the presence of Learned **A.P.P.** for the State and Sri **P. Ch. Venkatakotaiah** Learned Counsel for A1 to A5 and upon perusing the material papers available on record and having stood over till this day, for consideration, this court made the following:

ORDER

The State represented by the Sub-Inspector of Police, Amaravathi P.S., has filed charge sheet against the accused in Cr.No. 396 of 2021 for the offence punishable U/s. 307, 323 and 341 r/w 34 of Indian Penal Code.

02. The brief facts of the Charge Sheet are as follows:-

L.W.1 - Kambhampati Suresh is resident of Lingapuram village, Amaravathi Mandal. L.W.2 - Kambhampati Karthik is son of L.W.1. Previously there were

disputes occurred between A1's family and L.W.1's family, and on the allegation of murder of one Kambhampati Ramesh, who is relative of LW1, A1 and A2 herein and some others were sentenced to life imprisonment and they were released on bail. While so, on 26.12.2021 at about 8.00 P.M., while L.W.1 was passing on the way to bring milk packet alone, at that time A1 to A5 restrained the L.W.1 picked up quarrel, beat him with hands and legs and while squeezing his throat in order to do away his life, L.W.2 intervened and when requested to leave L.W.1, A1 to A5 did not spare and beat him with hands and pushed. On seeing the same L.Ws. 3 to 6 rushed there and L.W.4 shifted L.Ws. 1 and 2 to Government Hospital, Amaravathi for treatment.

Basing on the report of L.W.1, L.W.11/S.I. of police registered the same as F.I.R. in Cr.No. 396/2021 for the offence punishable U/s. 307, 323 and 341 r/w 34 I.P.C., examined the witnesses, visited the scene of offence, drew rough sketch and arrested A1 on 29.12.2021. Later after completion of investigation he filed charge sheet.

03. This court took cognizance for the offence punishable U/Sec. 307, 323 and 341 r/w 34 I.P.C. against A1 to A5.

04. A1 to A5 were furnished with copies of relevant documents relied upon by the prosecution for its case as required U/s. 207 Cr.P.C.

05. Perused the F.I.R., charge sheet and other material papers enclosed thereto. I am satisfied that there is prima-facie material against A1 to A5 to try their for the offence

U/sec. 307, 323 and 341 r/w 34 I.P.C., which are exclusively triable by the Hon'ble Sessions Court. Hence, the case is committed to the Hon'ble Court of Sessions, Sessions Division, Guntur U/s. 209 (a) Cr.P.C.

06. A1 was released on bail vide order dated 02.02.2022 in Crl.M.P. No. 266/2022 passed by the Hon'ble High Court of Andhra Pradesh, Amaravathi and A2 to A5 got anticipatory bail vide order dated 08.02.2022 in Crl.M.P. No. 270/2022 passed by the Hon'ble High Court of Andhra Pradesh, Amaravathi and they shall continue on bail till completion of the trial before the Hon'ble Sessions Court.

07. A1 to A5 reported that they have sufficient means to engage a counsel before the Hon'ble Sessions Court.

08. The case record shall be submitted to the Hon'ble Sessions Court U/s. 209 (c) Cr.P.C. No case property is seized in this case. Committal of this case shall be intimated to the Public Prosecutor U/s. 209 (d) Cr.P.C.

Typed to my dictation by the Stenographer, corrected and pronounced by me in the open court on this the 07th day of March, 2024.

Sd/- Mohammad Gouse.
**II ADDL. CIVIL JUDGE (JR. DIVISION),
SATTENAPALLI.**

APPENDIX OF EVIDENCE

--NIL--

Sd/- Mohammad Gouse.
**II ADDL. CIVIL JUDGE (JR. DIVISION),
SATTENAPALLI.**