

Exh. No.

IN THE COURT OF JUDICIAL MAGISTRATE, F. C. MALSHIRAS

CHARGE

I, M. N. Patil, Judicial Magistrate, F. C.,(Court No. 4) Malshiras do hereby charge you,

1. Sharad Bharat Bhakare
Age 25 yrs., Occu. Agriculture
R/o Bhakare wasti, Velapur, Tal. Malshiras, Dist. Solapur
2. Amol Bharat Bhakare
Age 25 yrs., Occu. Agriculture,
R/o Bhakare wasti, Velapur, Tal. Malshiras, Dist. Solapur
3. Bharat Keshav Bhakare
Age 52 yrs., Occu. Agriculture,
R/o Bhakare wasti, Velapur, Tal. Malshiras, Dist. Solapur
4. Anil Bapu Dhawale
Age 44 yrs., Occu. Agriculture,
R/o Bhakare wasti, Velapur, Tal. Malshiras, Dist. Solapur
5. Raju Sadashiv Sawant
Age 30 yrs., Occu. Agriculture,
R/o Behind Ekaboard, Velapur, Tal. Malshiras, Dist. Solapur
6. Hanmant Dyaneshwar Chavan
Age 40 yrs., Occu. Agriculture,
R/o Behind Ekaboard, Velapur, Tal. Malshiras, Dist. Solapur

as follows,

1. **Firstly** :- That you accused, on 19.04.2020 at about 10.47 pm, at Nira Left canel branch 1, distribution 4, Malkhambi Minor gate no 7, Velapur, Tal. Malshiras, Dist. Solapur, have member of an unlawful assembly, intentionally joins that assembly and in prosecution of the common object of such assembly, and that you all thereby committed an offence punishable under Section 143 read with Section 149 of the Indian Penal Code and within my cognizance.
2. **Secondly** : - That you accused, on aforesaid date, time and place, in furtherance of your common object, having member of an unlawful assembly, used force or violence by unlawful assembly, committed the offence that you all thereby

committed an offence punishable under Section 147 read with Section 149 of the Indian Penal Code and within my cognizance.

3. **Thirdly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of an unlawful assembly committed an offence of theft with stick, which used as a weapon of offence and is likely to cause death and thereby committed an offence punishable under Section 148 read with Section 149 of the Indian Penal Code and within my cognizance.

4. **Fourthly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of an unlawful assembly voluntarily caused hurt to the informant and other prosecution witnesses by means of stick, which is used as weapon of an offence is likely to cause death and thereby committed an offence punishable under Section 324 read with Section 149 of Indian Penal Code and within my cognizance.

5. **Fifthly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of an unlawful assembly, voluntarily caused hurt to informant and other prosecution witnesses and thereby committed an offence punishable under Section 323 read with Section 149 of the Indian Penal Code and within my cognizance.

6. **Sixthly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of an unlawful assembly, intentionally insulted by abusing the informant and prosecution witnesses and thereby gave them provocation, intending that such provocation will cause them to break the public peace and thereby committed an offence punishable under Section 504 read with Section 149 of the Indian Penal Code and within my cognizance.

7. **Seventhly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of unlawful assembly committed criminal intimidation by threatening the aforesaid informant and prosecution witnesses to cause to grievous hurt, and thereby committed an offence punishable under Section 506 read with Section 149 of the Indian Penal Code and within my cognizance.

8. **Eighthly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of unlawful assembly, intending to take dishonestly a certain movable property i.e., water, by unauthorized fodder to the water canal of government without its consent in order to such taking and thereby committed an offence punishable under section 379 read with Section 149 of the Indian Penal Code and within my cognizance.

9. **Ninethly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, attempted to commit an above offence of theft and thereby committed an offence punishable under Section 511 read with Section 149 of the Indian Penal Code and within my cognizance.

10. **Tenthly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, obstructed the taking of property by a public servant who had lawful authority to such taking of property knowing or having reason to believe that such public servant had such lawful authority and you have thereby committed an offence punishable under section 183 read with Section 149 of the Indian Penal Code and within my cognizance.

11. **Eleventhly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, voluntarily and without proper authority damaged the canal in the said agricultural land, which caused a diminution of the supply of water for agricultural purposes, and you have thereby committed an offence punishable under Section 93(1)(a) of the Maharashtra Irrigation Act, 1976 and within my cognizance.

12. **Lastly** :- That you accused, on aforesaid date, time and place, in furtherance of your common object, were a member of unlawful assembly, committed breach of order passed by District Magistrate, Solapur U/sec. 39 Punishable under section 135 of Maharashtra Police Act and within my cognizance.

And I hereby direct that you be tried by me on aforesaid charge.

Date: 12/01/2024

Sd/-
(M. N. Patil)
Judicial Magistrate First Class
(Court No.4) Malshiras.

“ The contents of charge is read over and explained to the accused person in Marathi language to which they pleaded not guilty to the charge.”

Date: 12/01/2024

Sd/-
(M. N. Patil)
Judicial Magistrate First Class
(Court No.4) Malshiras.

C E R T I F I C A T E

I affirm that, the contents of this PDF file order are same word to word, as per the original order.

Name of the Court : 4th Jt. C.J.J.D & J.M.F.C., Malshiras.

Name of Stenographer : Praveen Nagnath Nalla (Grade III)

Order signed by the Presiding : 12 / 01 / 2024.

Officer on

Order uploaded on : 12 / 01 / 2024.