

IN THE COURT OF SESSIONS JUDGE, SONBHADRA.

Present: Ashok Kumar Yadav-I, H.J.S.

Sessions Case No. 567 of 2023

State Versus Chhotu alias Mithilesh & Ors.

CHARGE

I, Ashok Kumar Yadav-I, Sessions Judge, Sonbhadra do hereby charge you (1) Chhotu alias Mithilesh and (2) Lala alias Rahul as follows:-

Firstly, that you, on 29.04.2023, at about 09:30 PM, behind Manish Shudh Petrol Pump situated at village Gajraj Nagar Billi, within the local limits of P.S. Obra, District Sonbhadra, and in furtherance of your common intention, inflicted knife blow in the stomach of Chhotu, with such intention and under such circumstances, that if by that act you had caused the death of Chhotu, you would have been guilty of murder and thereby committed an offence punishable under section 307 read with section 34 I.P.C. and within the cognizance of this court.

Lastly, that you, on the said date, time and place, intentionally insulted and thereby gave provocation to Chhotu intending that such provocation will cause the said person to break the public peace and thereby committed an offence punishable under section 504 I.P.C. and within the cognizance of this court.

And I hereby direct that you be tried by this court on the said charges.

Dated: 25.07.2023

(Ashok Kumar Yadav-I)
Sessions Judge,
Sonbhadra.

Charges read over and explained to the accused persons in vernacular language who pleaded not guilty and claimed to be tried.

Dated: 25.07.2023

(Ashok Kumar Yadav-I)
Sessions Judge,
Sonbhadra.

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ORDER

25.07.2023

Case called out. Accused Chhotu alias Mithilesh is present from jail and accused Lala alias Rahul is present on bail along with their learned counsel.

Heard on framing of charge. Learned D.G.C. (Criminal) opened the case and briefly submitted about the evidence and material collected against the accused persons and submitted that charges under sections 307, 504 IPC are being made out.

On the other hand, the learned counsel for the accused persons submitted that there is nothing on record to suggest that the accused persons actually committed any crime and therefore they may be discharged.

Upon consideration of documents available on record and after hearing the submissions of the learned counsels, I am of the opinion from the material available on record that there is sufficient ground for presuming that accused persons have committed offence punishable under sections 307 read with section 34, 504 IPC. Let charge be framed accordingly.

Fix 08.08.2023 for prosecution evidence. Issue summon to witness Smt. Deepa Kumari.

Sessions Judge.
Sonbhadra
25.07.2023