

IN THE COURT OF SESSIONS JUDGE, SONBHADRA.

Present: Ravindra Vikram Singh, H.J.S.

Sessions Case No.731 of 2024

State

Versus

Madhusudan and others

CHARGE

I, Ravindra Vikram Singh, Sessions Judge, Sonbhadra do hereby charge you (1) Madhusudan, (2) Anil, (3) Rudra Devi, (4) Avinash and (5) Badan Singh as follows:-

Firstly, that you, on 08.08.2024, at about 08:00 AM, in village-Rajkhad, within the local limits of P.S. Duddhi, District Sonbhadra, were members of an unlawful assembly, and, in prosecution of the common object of such assembly, committed the offence of rioting, and thereby committed an offence punishable under section 191(2) B.N.S and within the cognizance of this court.

Secondly, that you, on the said date, time and place, in prosecution of the common object of such assembly, committed mischief and thereby committed an offence punishable under section 324 (2) read with section 190 B.N.S. and within the cognizance of this court.

Thirdly, that you, on the said date, time and place, in prosecution of the common object of such assembly, caused injury on the head of Kaushalya Devi and during treatment Kaushalya Devi died on the same day and that you committed culpable homicide not amounting to murder, causing the death of Kaushalya Devi and thereby committed an offence punishable under section 105 read with section 190 B.N.S. 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 Haridas and Kaushalya Devi and intending that such provocation will cause the said person to break the public peace and thereby committed an offence punishable under section 352 B.N.S. and within the cognizance of this court.

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

Dated: 25.11.2024

(Ravindra Vikram Singh)
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: 25.11.2024

(Ravindra Vikram Singh)
Sessions Judge,
Sonbhadra.

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ORDER

25.11.2024

Case called out. Accused persons are present on bail along with their learned counsel.

Heard on 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 charge under sections 105, 191(2), 352, 324(2) B.N.S. 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 that from the material available on record, there is ground for presuming that the accused persons have committed offence punishable under sections 191(2), 324(2) read with section 190, 105 read with section 190, 352 B.N.S. Let charges be framed accordingly.

Fixing 06.01.2025 for prosecution evidence. Issue summon to witness.

Sessions Judge
Sonbhadra
25.11.2024