

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS
ANDOLE AT JOGIPET

PRESENT

Smt. Devi Manasa Panthagada
Judicial Magistrate of First Class,
Andole at Jogipet.

WEDNESDAY, DATED THIS THE 22nd DAY OF FEBRUARY, 2017.

P.R.C.No. 01 of 2017

Between:-

The State of Telangana through,
P.S.Papannapet.

... Complainant

A N D

- A1. Chavan Jai Singh S/o. Laxman,
Age: 50 years, Occupation: Agriculture,
R/o.Sarmonikunta Thanda, Tekmal Mandal.
- A2. Barmavath Megya S/o. Padithya,
Age: 55 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda,Tekmal Mandal.
- A3. Barmavath Ravi S/o. Megya,
Age: 30 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda,Tekmal Mandal.
- A4. Barmavath Sanjeevulu S/o. Padithya,
Age: 24 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda,Tekmal Mandal.
- A5. Ramavath Devula S/o. Pomya,
Age: 48 years, Occupation: Agriculture,
R/o.MuthyalabandamThanda, Tekmal Mandal.
- A6. Barmavath Shankar S/o. Chandar,
Age: 23 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda, Tekmal Mandal.
- A7. Meghavath Ramulu S/o. Vasiram,
Age: 30 years, Occupation: Agriculture,
R/o.Neelaboina vagu Thanda,Tekmal Mandal.
- A8. Barmavath Raju S/o. Amru,
Age: 25 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda, Tekmal Mandal.

A9. Chavan Vijya S/o. Chandar,
Age: 26 years, Occupation: Agriculture,
R/o.Sarmonikunta Thanda, Tekmal Mandal.

A10. Barmavath Davuja S/o. Padithya,
Age: 48 years, Occupation: Agriculture,
R/o.BarrenkalkuntaThanda, Tekmal Mandal.

A11. Chavan Bheemla S/o. Somla,
Age: 32 years, Occupation: Agriculture,
R/o.Sarmonikunta Thanda, Tekmal Mandal.

... Accused

This case is coming up before me on this day 22-02-2017 for final hearing in the presence of Assistant Public Prosecutor for the Complainant and Sri S. Narayan Reddy, counsel for the Accused, upon perusing the material papers on record and upon hearing both sides, this court made the following:-

COMMITTAL ORDER

1. This is a Charge Sheet filed by the Circle-Inspector of Police, Medak Rural Circle, against A1 to A11 for the offence under section 395 of Indian Penal Code, for short hereinafter referred to as I.P.C.

2. The allegations in brief leveled against A1 to A11 are that :

The defacto complainant Kurma Chinna Mallaiah lodged a complaint stating that about 3 years back he, along with others migrated to Tekmal and eeking livelihood by grazing sheep. On 29-09-2016 at 2200 hours when defacto complainant along with some other persons were present at Salparallu in the outskirts of Bodagattu village keeping watch over their flock by night, A1 to A11 came there and threatened the defacto complainant and his associates and tried to commit theft of the sheep, upon which the complainant and his associates resisted A1 to A11. Upon which A1 to A11 attacked the complainant and his associates with weapons and committed theft of some sheep. Meanwhile, the defacto complainant and his fellow members caught hold of one person and on

enquiry with him he revealed his name as A1. Later the injured were shifted to Govt. Area Hospital, Medak for treatment.

3. Basing on the report, the Sub-Inspector of Police, P.S.Papannapet registered case in Cr.No.115/16 under section 394 IPC and took up investigation. During the course of investigation, the Circle-Inspector of Police, Medak Rural Circle, examined and recorded the statements of defacto complainant and visited scene of offence situated at outskirts of Bodagattu village and conducted scene of offence panchama in the presence of two mediators, drawn rough sketch and seized 6 sticks and on the same day visited Govt. Area Hospital, Medak and examined and recorded statements of injured. On 01-10-2016, the Circle-Inspector of Police visited Bodagattu village and examined and recorded the statements of other witnesses. On 04-10-2016, the Circle Inspector along with his staff apprehended the A1 at his house situated at Sarvankunta Thanda and on interrogation A1 confessed his guilt. Later, the Circle-Inspector of Police, Medak Rural Circle secured the presence of LW10 and LW11 and recorded the confession statement of A1 and at the instance of A1, the Police people apprehended A2 to A11 and recorded confession and recovery panchanama of A2 to A8 and seized 7 number of sheep from the possession of A2 to A8 in the presence of above mediators. Later the Circle Inspector brought the Accused to the station along with case property and effected their arrest and produced before the Hon'ble Court for judicial custody and later basing on the material collected filed charge sheet against A1 to A11.

4. The case was taken on file, for the offences under section 395 of IPC against Accused.

5. On appearance of the accused, copies of all the documents were furnished to him under section 207 Cr.P.C.

6. Heard the learned Assistant Public Prosecutor and learned counsel for accused and perused the record.

7. The record prima facie reveals a case under section 395 of IPC, which is exclusively triable by a Court of Session. Hence, the case is committed to the Hon'ble Prl. Sessions Court, Medak at Sangareddy, under section 209(a) Cr.P.C.

8. The entire case record and property shall be submitted to the Hon'ble Prl. District and Sessions Judge's Court, Medak at Sangareddy under section 209 (c) Cr.P.C.

9. The Public Prosecutor concerned, informed about the commitment of the case to Hon'ble Prl. District and Sessions Judge's Court, Medak at Sangareddy under section 209 (d) Cr.P.C.

10. A1 to A11 have been informed about free legal aid at Court of Session and they submitted that they have means to engage counsel at Court of Session.

11. In the result, the case is committed to Hon'ble Prl. Sessions Court, Medak at Sangareddy and A1 to A11 are directed to appear before the Hon'ble Prl. Sessions Court, Medak at Sangareddy on 07-04-2017.

Typed to my dictation by the Stenographer, corrected and pronounced by me in the Open Court on this the 22nd day of February, 2017.

Judl. Magistrate of First Class,
Andole at Jogipet.

APPENDIX OF EVIDENCE

- NIL -

Judl. Magistrate of First Class,
Andole at Jogipet.

