

ADDL. DISTRICT AND SESSIONS JUDGE, KOPPAL SITTING AT GANGAVATHI**In The Court Of : I ADDL. DISTRICT AND SESSIONS JUDGE, KOPPAL SITTING AT GANGAVATHI****CNR Number : KAKP420007002025****Case Number : SC/0000016/2025****Date : 16-02-2026**

The State by Gangavathi Rural Police Station Gangavathi **Versus** Mallesh alias Handi malla alias Mallayya S/o Ayyappa alias Dasappa Channadasar

Daily Status

Business	Nature of Disposal	Disposal Date
Case called at 11.00 am. Accused No.1 to 3 are produced physically before the Court from JC through RSI Eshappa, ARSI Venkatesh, AHC- 9, 14, 100, APC-215, 57, 8, 12 and 78 of Koppal DAR. Both counsels are present. Heard the arguments of both counsels on hearing on sentence. Heard the Accused persons. CW1 is physically present before the Court, CW3 and the father of the deceased Bibhas Kumar are present before the Court through VC and submits that, they may be permitted to make submissions at this stage. As the Victim has got right to make submissions at every stage of the criminal proceedings, CW1, 3 and the father of the deceased Bibhas Kumar are permitted make submissions. Mother of Accused No.2 and mother of Accused No.3 are present before the Court. Heard the Victims and the Accused persons in Camera in the presence of both counsels. Kept by for Orders on sentence. Case called at 03.30 pm. Accused No.1 to 3 are produced physically before the Court from JC through RSI Eshappa, ARSI Venkatesh, AHC- 9, 14, 100, APC-215, 57, 8, 12 and 78 of Koppal DAR. Both counsels are present. O R D E R 1) For the offence punishable under Section 103(1) Bharatiya Nyaya Sanhita 2023 (corresponding to Section 302 IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), for committing murder of Bibhas Kumar Nayak, the Convicts Accused No.1 Mallesh alias Handi malla alias Mallayya S/o Ayyappa alias Dasappa Channadasar; Accused No.2 Sai alias Chaitannay Sai alias Saikumar S/o Kameshwara Sillikyatar; The Accused No.3 Sharanappa alias Sharanabasavaraj @ Sharana S/o Balappa Nayaka Hasikatagi, are hereby SENTENCED TO DEATH. The sentence of death shall be executed by hanging by the neck till they are dead, in terms of Sec. 393(5) of BNSS (Corresponding to Section 354(5) of Cr.P.C), subject to confirmation by the Hon'ble High Court of Karnataka under Section 407 of BNSS (Section 366 Cr.P.C.). The convicts/Accused No.1 to 3 are also directed to pay of fine of Rs.50,000/- (Fifty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 5 years. 2. For the offence punishable under Section 109(1) Bharatiya Nyaya Sanhita 2023 (corresponding to Section 307 IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Imprisonment for life and pay of fine of Rs.30,000/- (Thirty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 3 years. 3. For the offence punishable under Section 309(6) Bharatiya Nyaya Sanhita 2023 (corresponding to Section 394 IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860, the convicts/Accused No.1 to 3 are sentenced to undergo Imprisonment for life and pay of fine of Rs.30,000/- (Thirty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 3 years. 4. For the offence punishable under Section 70(1) of Bharatiya Nyaya Sanhita 2023 (corresponding to Section 376D IPC	CONVICTED AND SENTENCED FOR DEATH	16-02-2026

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1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Rigorous Imprisonment for life which shall mean imprisonment for the remainder of natural life of accused no.1 to 3 and pay of fine of Rs.30,000/- (Thirty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 3 years. 5. For the offence punishable under Section 64(1) of Bharatiya Nyaya Sanhita 2023 (corresponding to Section 376(1) IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Rigorous Imprisonment for life and pay of fine of Rs.30,000/- (Thirty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 3 years. 6. For the offence punishable under Section 64(2)(1) of Bharatiya Nyaya Sanhita 2023 (corresponding to Section 376(2) IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Imprisonment for life which shall mean imprisonment for the remainder of natural life of accused no.1 to 3 and pay of fine of Rs.30,000/- (Thirty Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 3 years. 7. For the offence punishable under Section 309(4) Bharatiya Nyaya Sanhita 2023 (corresponding to Section 392 IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Rigorous Imprisonment for a period of 7 (Seven) Years and pay of fine of Rs.10,000/- (Ten Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 2 years. 8. for the offence punishable under Section 311 Bharatiya Nyaya Sanhita 2023 (corresponding to Section 397 IPC 1860) read with section 3(5) of BNS 2023 (corresponding to Section 34 IPC 1860), the convicts/Accused No.1 to 3 are sentenced to undergo Rigorous Imprisonment for a period of 7 (Seven) Years and pay of fine of Rs.10,000/- (Ten Thousand only) each, in default of fine, they shall undergo Rigorous Imprisonment for a period of 2 years. All the above said sentences shall run concurrently except the default sentence. Judicial Custody undergone by Accused No.1 to 3 shall set off under Section 468 BNSS (Corresponding to section 428 of Cr.P.C). If fine amount is realized, the same are ordered to be paid to the State. M.O.3 to 21, 25 to 39, 43 to 60, 65 to 69 being worthless, the same shall be destroyed after appeal period is over. M.O.1 Black color Hero Honda bearing engine no.05/15E13725, M.O.41 Rs. 710/-, M.O 42 Rs. 1500/- cash, M.O 61 Rs. 650 cash shall be confiscated to the government after appeal period is over. M.O.2 Honda Nevy Moped/Motorcycle bearing registration No.KA05/KA 0876 shall be handed over to its RC owner after appeal period is over. The interim release of M.O-70 TVS NTorq motorcycle bearing Registration No.KA-37/EQ-6862 to its owner by its order dated 28-6-2025 is made absolute. MO.22 to 24, 40 and 72 shall be handed over to victims to whom it is belonged after appeal period is over. MO.62 to 64 and 71 shall be kept in safe custody. Supply a free certified copies of this judgment to the Accused No.1 to 3 as per Proviso to Section 404 (2) of BNSS 2023 (corresponding to Proviso to Section 363(2) of Cr.P.C. 1973) Intimate the finding and sentence to District Magistrate as required under Section 406 of BNSS, 2023 (Corresponding to sec.365 of Cr.P.C.1973) The convicts are informed of their: • Right to appeal to the Hon'ble High Court; • Right to legal aid if unable to engage counsel; The District Legal Services Authority is recommended to assess the compensation payable to CW-1 to 4 and father of Bibhas Kumar Nayak and disburse the compensation within 60 days from the date of this Judgment, following the procedure laid down in the scheme as observed in Para 14.1 and 14.2 of this order. The office is directed to forward a copy of this Judgment forthwith to DLSA, Koppal District. Acting under section 407 (1) of Bhartiya Nagarika Suraksha Sanhitha, 2023 (Corresponding Section 366 (1) of Cr.P.C.), the office is		

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directed to submit entire records to Hon’ble High Court of Karnataka for confirmation of death sentence. Acting under Section 407 (2) of BNSS, 2023 (Corresponding Section 366 (2) of Cr.P.C.), the accused no.1 to 3 are committed to Koppal Jail Custody under a warrant. Issue warrant of commitment accordingly in form no.40 of the second schedule of BNSS, 2023.		