

In the Court of Additional Sessions Judge-XI,

F.T.C., Raipur, Ch.G.
Sessions Case No. /07
The State of Chhattisgarh
Versus
Piyush Guha etc.

CHARGE-SHEET

(Framed today on 02.02.2008)

I, B.S. Saluja, Additional Sessions Judge-XI, F.T.C. Raipur, Ch.G, frame the following charge against you, the accused Dr. Binayak Sen S/o Late D.P. Sen, aged 57 years, address – Surya Apartment, Katora Talab, Raipur, Ch.G.

(1) On 06.05.2007 or before it, you alongwith accused Narayan Sanyal and Piyush Guha, hatched a conspiracy at Railway Station Road, Raipur, Ch.G. or Central Jail, Raipur, Ch.G. or Central Jail, Bilaspur, Ch.G. or Katora Talab, Raipur, Ch.G. or Hotel Mahendra Raipur or Hotel Geetanjali, Raipur for war against the Government of India or State Government or making an attempt of war or made abetment for war, which is punishable under section 121 (a) of Indian Penal Code and cognizable under the jurisdiction of this Court.

(2) On the above said date, time and place, by using words, signals or by abetment created or made an attempt to create hatred or contempt to the government established by law in India or made or attempt to made treason; in the alternate the charge is made that you hatched the conspiracy for treason, which is punishable under section 124 (a) or 124 (a) read with section 120-B of Indian Penal Code, which is cognizable under the jurisdiction of this Court.

(3) On the above said date, time and place, as a member of illegal organization, participated in the meetings or activities of illegal organization or received or gave funds for the purpose of illegal organization or in the alternate, the charge is that you hatched the conspiracy for above, which is punishable under section 8(1) of Ch.G. Special Public Security Act, 2005 or section 8 (1) of Ch.G. Special Public Security Act read with Section 120-B I.P.C., which is cognizable under the jurisdiction of this Court.

(4) On the above said date, time and place, though not as a member of an illegal organization, received or gave the funds for the illegal organization or demanded contribution or gave contribution to the so-called member of illegal organization or in the alternate the charge is that hatched conspiracy for the above, which is punishable under

section 8 (2) of the Chhattisgarh Special Public Security Act, 2005 or section 8 (2) of the Chhattisgarh Special Public Security Act read with section 120-B I.P.C. and is cognizable under the jurisdiction of this Court.

(5) On the above said date, time and place, you managed the illegal organization or assisted in its management or expanded the meeting of illegal organization or its members or participated in any type of activities of the illegal organization or took any part in the activities of said illegal organization or in the alternate the charge is that hatched conspiracy for the above, which is punishable under section 8 (3) of the Chhattisgarh Special Public Security Act, 2005 or section 8 (3) of the Chhattisgarh Special Public Security Act read with section 120-B I.P.C. and is cognizable under the jurisdiction of this Court.

(6) On the above said date, time and place, you committed the above said illegal activities or made abetment to commit the said illegal activities or hatched a planning to commit the same or in the alternate hatched the conspiracy of above, which is punishable under section 8 (5) of the Chhattisgarh Special Public Security Act, 2005 or section 8 (5) of the Chhattisgarh Special Public Security Act read with section 120-B I.P.C. and is cognizable under the jurisdiction of this Court.

(7) On the above said date, time and place you remained the member of illegal organization or participated in the meetings of illegal organization or collected contributions for the use of such organization or gave or made request for such contributions or assisted in the works of said illegal organization in any other manner or in the alternate hatched the conspiracy of same, which is punishable under section 10-A of Prevention of Illegal Activities (Amendment) Act, 2004 or section 10-A of Prevention of Illegal Activities (Amendment) Act, 2004 read with section 120-B of IPC and is cognizable under the jurisdiction of this Court.

(8) On the above said date, time and place, you remained the member of Terrorist organization, which is punishable under section 20 of Prevention of Illegal Activities (Amendment) Act, 2004 and is cognizable under the jurisdiction of this Court.

(9) On the above said date, time and place, you kept the property mentioned in the charge-sheet in your possession despite having knowledge that it has been earned from terrorist activities, which is punishable under section 21 of Prevention of Illegal Activities (Amendment) Act, 2004 and is cognizable under the jurisdiction of this Court.

(10) On the above said date, time and place, you remained the member of terrorist organizations to increase its activities, which is punishable under section 38 (2) of Prevention of Illegal Activities (Amendment) Act, 2004 and is cognizable under the jurisdiction of this Court.

(11) On the above said date, time and place, you conducted meetings to earn support for the organizations with the intention to increase the activities of terrorist organizations or

addressed the meetings, which is punishable under section 39 (2) of Prevention of Illegal Activities (Amendment) Act, 2004 and is cognizable under the jurisdiction of this Court.

Therefore, I order that why this Court should not conduct trial against you for the above said charges.

Sd/-

(B.S. Saluja)

Additional Sessions Judge-XI

F.T.C. Raipur, Ch.G.

Plea of accused

Charges read over to accused Dr. Binayak Sen S/o Late D.P. Sen and he pleads that – Charges are baseless and denied.

Signatures of accused: Sd/- 2.2.08

Sd/-

(B.S. Saluja)

Additional Sessions Judge-XI

F.T.C. Raipur, Ch.G.