

**IN THE COURT OF SH. HEM AMRIT MAHI, JUDICIAL
MAGISTRATE 1ST CLASS, JALANDHAR. (UID No.PB0337)**

CHI No. : 216/2015
CNR no. : PBJL03-003712-2015
Date of Instt. : 07.02.2015
Date of Decision : **14.12.2018**

State

Versus

1. **Aman Verma** son of Davinder Kumar resident of Dehargawan,
Police Station Sugwal District Gajipur UP. At present Basti Bhure
Khan Sodal Road, Jalandhar.
2. Neeraj Kumar alias Dimple son of Ram Lal resident of Pathankot.
At present Jinda Village, Jalandhar. (***declared as Proclaimed
Person***)
3. Surinder Kumar son of Dharaj resident of Binkari Police Station
Bharwapatti District Khushi Nagar, UP. At present near Peer Baba
Di Jagah, Gujjan Peer Road, Jalandhar.

....Accused

FIR No. 243 dated 06.11.2013
U/S 457, 380 and 411 IPC
P.S. Divn. No. 8, Jalandhar.

Present: Shri Amandeep Singh, APP for the state
Accused Aman Verma in custody (produced)
Accused Neeraj declared as Proclaimed Person
Accused Surinder on bail

J U D G M E N T : -

1. As per prosecution story on 06.11.2013 ASI Mangat Ram
was present at Perfect Chowk where complainant came present and got

Hem Amrit Mahi, JMIC,
Jalandhar/14.12.2018

recorded his statement to the effect that some unidentified persons trespassed into his factory and committed theft. So, action be taken against accused. On basis of aforesaid information FIR was registered. Accused were arrested and an offence punishable under Section 457 380 and 411 IPC was found to have been committed. After completion of investigation, the challan against accused was presented in the court.

2. Upon appearance, the copies of challan were supplied to accused free of cost as provided under Section 207 Cr.PC and statement of accused in this regard was also recorded.

3. After hearing Learned APP for the state and Learned defence counsel and finding a prima facie case, charge under section 457 380 and 411 IPC was framed upon the accused, to which accused Aman Verma pleaded guilty.

4. Today accused Aman Verma confessed his guilt and his separate statement has been recorded in this regard. Heard. I am satisfied that the confession made by the accused is voluntarily and without any pressure, promise or threat. In view of plea of guilt, accused Aman Verma is held guilty for committing offence punishable under section 457 380 and 411 IPC. Accused Aman Verma is convicted accordingly. Let convict be heard on the quantum of sentence.

Announced.
Dt.14.12.2018

(Hem Amrit Mahi), PCS
Judicial Magistrate Ist Class,
Jalandhar. (UID no.PB0337)

Gitika Verma

QUANTUM OF SENTENCE

Present Sh.Amandeep Singh, APP for the state

Convict in person

I have heard Learned APP for the State as well as convict on the point of quantum of sentence. The convict has prayed for taking lenient view.

Heard. It is observed that the accused had been remained in custody since 1 year 8 months and 5 days. So, keeping, in view of the facts and circumstances of the case and taking into account the antecedent and period of incarceration of the convict, he is ordered to sentence for the period for 1 year 8 months and 5 days which is stated to be. Copy of judgment be given to the convict free of costs, as per rules. As such, convict Aman Verma is sentenced to undergo imprisonment as under:-

No.	Under Sections	Rigorous Imprisonment	Fine	In default of payment of fine
1.	457 of IPC	1 year 9 months	Rs.500/-	In default of payment of fine to undergo Rigorous imprisonment for twenty days.
2.	380 of IPC	1 year 9 months	Rs.500/-	In default of payment of fine to undergo Rigorous imprisonment for twenty days.

3.	411 of IPC	1 year 9 months	Rs.1000/ -	In default of payment of fine to undergo Rigorous imprisonment for twenty days.
----	---------------	-----------------	---------------	---

Case property be disposed off as per rules after the expiry of period of appeal or revision, if any. It is further ordered that period of detention already undergone by the convict during the inquiry, investigation and trial, is hereby set off against the sentence awarded to him today by the Court. All the sentences to run concurrently. Jail warrants/conviction warrants be prepared accordingly.

Announced.
Dt.14.12.2018

(Hem Amrit Mahi), PCS
Judicial Magistrate Ist Class,
Jalandhar. (UID no.PB0337)

Note: This judgment has been dictated by me directly on computer and it comprises total 5 pages and all the pages have been signed by me.

Announced.
Dt.14.12.2018

(Hem Amrit Mahi), PCS
Judicial Magistrate Ist Class,
Jalandhar. (UID no.PB0337)

Gitika Verma