

SC 62/2022
STATE Vs. SHAKUNTALA
FIR No. 146/2021
(Punjabi Bagh)

13.03.2026

Present : Sh. Vishal Gupta, Ld. (subt.), Addl. PP for the State.
Sh. Binay Kumar, AR for complainant company.
Accused with Ld. Counsel Sh. Ashutosh Mishra.

AR for the complainant submits that today accused has paid remaining balance amount of Rs. 10,000/- in cash to him and the civil liability in the present matter has been settled.

Separate statement of AR for the complainant regarding settlement of civil liability is recorded.

Accused submits that she also wants to plead guilty u/s 174A IPC with further submission to take lenient view against her.

Accused is duly warned about the legal consequences of her plea of guilt and she has been informed that she may be convicted on the basis of her plea of guilt. She has been given time to think over again and to consult her counsel but she has insisted to plead guilty to the offence committed by her.

After making necessary enquiry from the accused, the court is satisfied that the accused has voluntarily pleaded guilty to the offence committed by her.

It is prayed by accused that benefit of Probation Act may be given to her and she be released on probation.

Separate statement of accused regarding plea of guilt u/s 174A IPC also recorded.

Contd....2/-

Report regarding previous conviction/ involvement of accused filed on behalf of SHO concerned, **wherein no involvement of accused is reported to have been mentioned in any case except present case.**

Report of Preliminary enquiry under the probation of Offenders Act, 1958 filed, wherein it is mentioned that convict **Shakuntala** is 65 years old lady, she is uneducated and draw a pension of Rs. 2,500 per month. She is facing old age issues and spent her time in her house. The economic condition of the family of convict is poor. No defect found in character of her family. She stated that she is highly motivated to lead her life with the discipline and norms of the society. Further, there is possibility of improvement in the behaviour of the accused. The accused is facing present case from 2022 and has suffered socially, mentally as well as economically throughout this period of trial and there is chance and possibility of rehabilitation of accused in this case. The previous institutional record of convict is nil.

It is submitted by AR for the complainant that civil liability in the present matter has already been settled and he has no objection, in case present case is dispose off.

Report Perused.

Arguments on the point of sentence heard.

It is submitted by the Ld. Counsel for convict that convict **Shakuntala** is 65 years old lady, she is uneducated and draw a pension of Rs. 2,500 per month. She is facing old age issues and spent her time in her house. The economic condition of the family of convict is poor. Further, it is also stated by Ld.

Contd....3/-

Counsel for convict that convict is a victim of circumstances, deserves the lenient view and as such she may be released on probation of good conduct.

Keeping in view the facts and circumstances of the case, report of SHO concerned in which **accused is not involved in any criminal case** as well as report of probation officer is satisfactory and the fact that the convict has already settled her civil liability especially keeping in view the economic financial condition of the convict, hence, I am of the opinion that end of justice would be met, if the convict is given the benefit of Probation of Offender Act. Hence, convict **Shakuntala** is given the benefit of section 3 of the Probation of Offenders Act, 1958 and due admonished accordingly.

Bail bond, if any, also stands canceled and surety, if any is discharged.

File be consigned to record room after due compliance.

Copy of this order be given dasti.

(Rakesh Kumar-IV)
ASJ (Electricity) – 01,
Central/ Tis Hazari Courts/ Extn. Block
13.03.2026 (sy)