

IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS,
KANNAD DIST. AURANGABAD

Summary Criminal Case No.1056/2022

Exh. /C

PLEA

1. Date of offence : 29/08/2022.
2. Date of complaint : 11/10/2022.
3. Name, age and residence of the complainant : State of Maharashtra through Pishor Police Station.
4. Name age and residence of :
 1. **Sunil Nana Wagh,**
Age: 24 Yrs, Occu.: Agri.,
 2. **Santosh Bhanudas Sapkal,**
Age: 40 Yrs, Occu.: Agri.,
 3. **Devidas Vithoba Mokase,**
Age: 47 Yrs, Occu.: Agri.,
 4. **Krushna Mahadu Devre,**
Age: 52 Yrs, Occu.: Agri.,
 5. **Ramji Balabhau Kolhe,**
Age: 68 Yrs, Occu.: Agri.,
 6. **Narayan Rambhau Narwade,**
Age: 62 Yrs, Occu.: Agri.,
All R/o. Karanjkhed,
Tal. Kannad, Dist. Aurangabad.
5. Section :- U/s.12(a) of The Maharashtra Prevention of Gambling Act, 1887.
6. Particulars of the offence :-

That, on 29/08/2022 about 15.40 hours, at Karanjkhed, Tal. Kannad, Dist. Aurangabad, you all accused were found playing illegal game of 'Zanna Manna' by receiving money from the people and taking token for the benefit of yourself and thereby found with cash amount worth Rs.4050/- and other articles of Gambling and thereby committed an offence punishable under Section 12(a) of the Maharashtra Prevention of Gambling Act, 1887 and within my cognizance.

Plea of the accused :

Q.1 Have you received the copies of the police papers ?

A. Yes.

Q.2. Have you understood the particulars of the offence now read over and explained to you in vernacular ?

A. Yes.

Q.3. Do you plead guilty ?

A. Yes.

The signature of accused No.1

The signature of accused No.2

The signature of accused No.3

The signature of accused No.4

The signature of accused No.5

The signature of accused No.6

Before me,

Sd/-

(Katkar Vijaya N.S.)

Place :- Kannad.

Date :- 11/10/2022.

Judicial Magistrate F.C. Kannad

Judgment on plead of guilty
(Delivered on 11/10/2022)

1. Accused No.1 to 6 have been prosecuted for the offence punishable under Section 12(a) of the Maharashtra Prevention of Gambling Act, 1887. Accused are present before the Court and they voluntarily pleaded guilty.

2. The plea of the accused were recorded and the particulars of the offence was explained to them in Marathi which is the language understood by them. They pleaded guilty to the offence.

3. Heard the accused. They said that it is their first offence and leniency may be shown about the punishment.

4. Considering the nature of the offence and submission of accused that it is their first offence and age of the accused, it will not be just and proper to pass stringent punishment. Considering all these circumstances, the Court deem it appropriate to pass the following order.

ORDER

1. Accused No.1 **Sunil Nana Wagh**, 2. **Santosh Bhanudas Sapkal**, 3. **Devidas Vithoba Mokase**, 4. **Krushna Mahadu Devre**, 5. **Ramji Balabhau Kolhe**, 6. **Narayan Rambhau Narwade** are hereby convicted for the offence punishable under Section 12(a) of the Maharashtra Prevention of Gambling Act, 1887 *vide* Sec. 252 of Code of Criminal Procedure, 1973 and sentenced to pay fine of Rs.200/- each (Rs. Two Hundred each only) in default of payment of fine, accused to suffer simple imprisonment for two (02) days.

2. Accused are directed to furnish personal recognizance bond of Rs. 10,000/- as per Section 437-A of Code of Criminal Procedure, 1973.

3. The seized muddemal i.e. amount of Rs.4050/- being unclaimed, is credited to the State Government. The seized muddemal i.e. playing cards being worthless, be destroyed as per rules after appeal period is over.

4. The seized muddemal i.e. one black colour Redmi Company android mobile is seized from accused No.2. There is no claim by other accused. Accused No.2 has filed affidavit in support of the purchase of the mobile as receipt is not available. Hence, mobile be handed over in his custody, after the appeal period is over.

5. The seized muddemal i.e. one black colour LAVA company mobile is seized from accused No.3. There is no claim by other accused. Accused No.3 has filed affidavit in support of the purchase of the mobile as receipt is not available. Hence, mobile be handed over in his custody, after the appeal period is over.

6. The seized muddemal i.e. one black colour Samsung company mobile is seized from accused No.4. There is no claim by other accused. Accused No.4 has filed affidavit in support of the purchase of the mobile as receipt is not available. Hence, mobile be handed over in his custody, after the appeal period is over.

7. The seized muddemal i.e. one green colour ITEL company mobile is seized from accused No.5. There is no claim by other accused. Accused No.5 has filed affidavit in support of the purchase of the mobile as receipt is not available. Hence, mobile be handed over in his custody, after the appeal period is over.

8. Accused are set at liberty if not required in any other offence.

Place :- Kannad.

(Katkara Vijaia N.S.)

Date :- 11/10/2022.

Judicial Magistrate F.C. Kannad

C E R T I F I C A T E

I affirm that the contents of this P.D.F. file Order are same,
word to word, as per the original Order:-

Name of the stenographer	: K. G. Khaire,
Court	: (Katkar Vijaya N.S.), 2 nd Jt. C.J. J. D. & J.M.F.C., Kannad,
Date	: 11/10/2022
Order signed by the presiding officer on	: 11/10/2022
Order uploaded on	: 11/10/2022