

**IN THE COURT OF KANWAL KUMAR, PRESIDING OFFICER,
NATIONAL LOK ADALAT- CUM-ADDL. CHIEF JUDICIAL
MAGISTRATE, AMBALA.**

CNR No. HRAM03-011073-2023

Criminal Case No.CHA/949/2023

Date of Institution : 17.08.2023

Date of Decision : 14.12.2024.

State

versus

Mohinder Singh s/o Harbilas, r/o village Kaleran, Naggal, Ambala.

.....Accused.

FIR No.133, Dated 09.06.2023

Police Station : Naggal

Under Section : 61 of Excise Act

Present : Sh. Pawan Bishnoi, learned PP for the State
Accused on bail, being represented by Sh. Virender
Pratap, Advocate.

JUDGMENT :-

The above named accused has been sent up by the SHO Police Station, Naggal, to face trial for the commission of offence punishable under Section 61 of Excise Act.

2. Briefly stated, the case of the prosecution is that, on 09.06.2023, HC, Krishan Kumar, alongwith other police officials, was present at Jansui Head, in connection with patrolling duty. In the meantime, he received a secret information that Mohinder Singh was indulged in selling liquor without any licence or permit. If raid be conducted, he could be apprehended red-handed. On that information, HC, Krishan Kumar, alongwith other police officials reached there, where he found that a person, alongwith a bag, was seen coming from the side of

village Kaleran. On suspicion, the said person was apprehended by the police party and on interrogation, he disclosed his name as Mohinder Singh. On Search of plastic bag, it was found to contain 9 bottles of countrymade liquor make Taaza Malta. Accused could not produce any license or permit for the possession of said countrymade liquor. Recovered liquor was taken into police possession. Tehrir was sent for registration of case against the accused.

3. Copy of challan was supplied to the accused free of costs under Section 207 Cr.P.C.

4. When the case was fixed for prosecution evidence, the accused has pleaded guilty and expressed his willingness to confess his guilt. I have satisfied myself that the accused has made the confessional statement voluntarily and without any inducement, promise or threat. So keeping in view the confession of accused, accused is held guilty and convicted for commission of offence under Section 61 of Excise Act. Let the accused be heard on quantum of sentence today after lunch.

Pronounced in the open Court:
Dt. 14.12.2024

Rajinder Kaur

(Vikas Arora)
Member,
National Lok Adalat

(Kanwal Kumar),
Presiding Officer, National Lok Adalat
Addl. Chief Judicial Magistrate,
Ambala, UID-HR0310

ORDER OF QUANTUM OF SENTENCE:

Present : Sh. Pawan Bishnoi, learned PP for the State
Convict in person, being represented by Sh. Virender
Pratap, Advocate.

I have heard the learned PP for the State and the learned
counsel for convict on quantum of sentence.

2. Keeping in view the facts and circumstances and confession
made by the convict, vide statement recorded separately and the convict
also prayed for lenient view, the convict is hereby sentenced to pay a fine
of Rs.4500/- for the commission of offence punishable under Section 61
of Excise Act. In default of payment of fine, shall undergo simple
imprisonment for a period of fifteen days. Fine paid. He be set at liberty
in this case. File be consigned to record room after due compliance.

Pronounced in the open Court:
Dt. 14.12.2024

Rajinder Kaur

(Kanwal Kumar),
Presiding Officer, National Lok Adalat
Addl. Chief Judicial Magistrate,
Ambala, UID-HR0310

Note: All three pages of this judgment have been checked and
signed by me.

Pronounced in the open Court:
Dt. 14.12.2024

Rajinder Kaur

(Kanwal Kumar),
Presiding Officer, National Lok Adalat
Addl. Chief Judicial Magistrate,
Ambala, UID-HR0310

(Vikas Arora)
Member,
National Lok Adalat

Present : Sh. Pawan Bishnoi, learned PP for the State
Accused on bail, being represented by Sh. Virender
Pratap, Advocate.

Accused has pleaded guilty and expressed his willingness to confess his guilt. I have satisfied myself that the accused has made the confessional statement voluntarily and without any pressure. So keeping in view the confession made by the accused, vide my separate judgment of even date, the accused has been sentenced to pay a fine of Rs.4500/- or in default of payment of fine, shall undergo simple imprisonment for a period of fifteen days. Fine paid. File be consigned to record room after due compliance.

Pronounced in the open Court:
Dt. 14.12.2024

Rajinder Kaur

Vikas Kumar,
Member,
National Lok Adalat

(Kanwal Kumar),
Presiding Officer, National Lok Adalat
Addl. Chief Judicial Magistrate,
Ambala, UID-HR0310

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