

**IN THE COURT OF JUDICIAL FIRST CLASS MAGISTRATE
COURT 1, THIRUVANANTHAPURAM**

Present: Karthika S Varma, Judicial First Class Magistrate I Trivandrum

Dated this the 8th day of June 2024

CC 144/2024

Complainant:

P1: State Of Kerala

KARAMANA PS

Accused:

R1: RAJASEKHARAN NAIR

SANKARA VEEDU, TC 21/1152, MUTTATHARA VILLAGE

Under Sections: Section 118(A) of Police Act, 2010

Judgment

This is a case charge sheeted by the Sub Inspector of Police, Karamana Police Station against the accused alleging commission of offence punishable U/s. 118 (a) of Kerala Police Act.

2. The Accused is present. Copies of all the Prosecution records furnished to him. After hearing both sides and upon perusing the records charge u/s 118 (a) of KP Act was framed, read over and explained to the Accused, to which he pleaded guilty..

3. This Court is satisfied that the plea of Accused to the charge/through his Counsel is voluntary and pursuant to having been apprised of its consequences. Hence the plea of Accused/plea through his Counsel is accepted.

4. The following points arose for consideration:

a. Has the Accused committed the offence under Section 118 (a) of the KP Act?

b. If so, what shall be the proper sentence to be awarded?

5. Point (a): Upon the plea of the accused and on perusal of the case records, this Court is of the view that the accused has committed the offence u/s 118 (a) of KP Act.

6. Point (b): The Accused is therefore convicted of the said offence under Section 264 of the BNSS. From perusal of the materials on record and taking into account the nature of the offences committed and its gravity, this Court is satisfied that this is not a fit case to invoke the benevolent provisions of the Probation of the Offenders Act in favour of the Convict.

7. The Convict will be heard on question of sentence before the Court raises for the lunch recess.

8. Heard the Convict on the question of sentence. The Convict drew attention of this Court to the fact that he has voluntarily pleaded guilty to the offence charged against him before this Court and therefore lenient view be taken as regards the sentence and further submits that he would not indulge in any offences hereinafter.

9. In the result, the Convict is sentenced to pay a fine of Rs.500/- u/s.118(a) of KP Act. In default, he shall undergo simple imprisonment for a period of 2 days.

sd/-

Karthika S Varma

