

Case advanced.

Accused is present and submitted that, he is intending to plead guilty, the accused is apprised of the consequences of pleading guilty, still he is ready to plead guilty. Hence, it appears that he is pleading guilty voluntarily out of his own volition.

*Hence, substance of accusation for the offence punishable under Section 27(b) of N.D.P.S Act is recorded, read-over and explained to the accused they have pleaded guilty. The guilt of accused being voluntary one hence accepted. At this stage it is relevant to rely upon the decision of **Hon'ble High Court of Karnataka reported in Crl. Misc. No.775/2018 (Karnataka State V/s S. B. Shivashankar) wherein the Hon'ble High Court of Karnataka has dealt with plea of bargaining by the learned Trial Court in imposing the fine amount and which was up-up held by the Hon'ble Apex Court.** By keeping the ratio laid down in the said decision this court proceed to pass the following :*

ORDER

*By exercising the power conferred under Section 275 of BNSS, accused is convicted for the offence punishable under 27-(b) of N.D.P.S. Act and he is sentenced to pay fine of **Rs.1,500/-** in default of payment of fine amount he shall undergo S.I. for 1 month.*

Office is hereby directed to collect the fine amount total Rs.1,500/-from accused.

III Addl. CJ & JMFC, Kalaburagi.