



SUBSTANCE OF ACCUSATION UNDER CHAPTER XX AND S. 251 OF THE CR.P.C.

I, Dipak G. Kankhare, Judicial Magistrate First Class, Dhadgaon, do hereby state to you

Mahesh Rehanjya Pawara
Age : 20 Years, Occ:---
R/at –Bodala, Patilpada,
Tal. Dhadgaon, Dist. Nandurbar.

as follows :

That you accused, on 06.03.2021 at 12.00 hrs., unlawfully or negligently roamed in Dhadgaon without any justifiable reason which is, and which you knew or had reason to believe to be, likely to spread the infection of corona virus disease dangerous, to life and thereby committed an offence punishable under section 269 and 290 of the Indian penal code.

And I hereby direct that you be tried by this court for the said offence.

Place : Dhadgaon
Date : 11.12.2021

(Dipak G. Kankhare)
Judicial Magistrate First Class,
Dhadgaon.

Plea of Accused :.

Q. No.1 : Have you received the copies of complaint and the papers alongwith it?

Answer : Yes.



Q. No. 2 : Have you understood the particulars of offence now read over and explained to you?

Answer : Yes.

Q. No. 3 : Do you plead guilty?

Answer : I plead guilty.

(Signature/T.I. of the accused)

Place : Dhadgaon

Date : 11.12.2021

(Dipak G. Kankhare)

Judicial Magistrate First Class,
Dhadgaon.

J U D G M E N T

The accused pleaded guilty after the particulars of the offence was read over and explained to him in vernacular. However, the accused has filed application to plead guilty at Exh. 3. I explained to him consequences of plead guilty as follows..

- a) that the offence under section 269 and 290 of the I.P.C. are punishable with imprisonment of six months or fine or both and fine of Rs. 200/- respectively.
- b) that he is not bound to plead guilty and if he do so he will have a conviction on his record.
- c) that if he plead guilty he will waive his right of trial.
- d) that if he plead guilty he will lose his right to appeal.

2. He has stucked to his plea even after making him aware of the



consequences. In these circumstances, I am satisfied that his plea is free and voluntary. Hence, I accept his plea and convict him.

3. Heard the accused. It appears from the record that this is the first offence of the accused. However, the offence is amounting to negligence. Hence, I am not of the opinion to extend the benefit of Probation of Offenders Act to the accused. However, considering the facts of the present case and the age of the accused a lenient view can be taken against the accused. Hence, I am imposing sentence of fine only against the accused. Therefore, I proceed to pass the following order.

ORDER

1	The accused is convicted of the offence under section 269 of the I.P.C., vide Section 252 of the Cr.P.C and sentenced to pay fine of Rs.100/- and in default to undergo simple imprisonment for 3 days.
2	The accused is convicted of the offence under section 290 of the I.P.C., vide Section 252 of the Cr.P.C and sentenced to pay fine of Rs.200/and in default to undergo simple imprisonment for 2 days.

Dated : 11.12.2021.

(Dipak G. Kankhare)
Judicial Magistrate, First Class,
Dhadgaon.



“CERTIFIED TO BE TRUE AND CORRECT COPY OF THE ORIGINAL
SIGNED ORDER/JUDGMENT.”

Mayur N. Ahirrao
NAME OF STENOGRAPHER