

IN THE COURT OF JUDICIAL MAGISTRATE (FIRST CLASS),
32ND COURT, BANDRA, MUMBAI.
(Judgment U/sec 355 of Cr. P. C.)
(Presided over by S. S. Parkhi)

Exh- 5

- 1] The Serial number of the case : C. C. No. 587/PW/2026
CNR No. MHMM18-004964-2026
- 2] The date of commission of offence : On 06.02.2026
- 3] The name of complainant if any : The State (Nirmal Nagar Police Station)
C.R. No. 90/2026
(At the instance of Aakash Ravi Mourya)
- 4] The name of accused, their address and parentage : **Mohammed Faizal Munna Siddhiqui**
Age : 25 Yrs.
R/o.: Shivaji Nagar, Mumbai.
- 5] The offence complained off or proved : U/s. 303(2) of BNS.
- 6] The plea of the accused and their examination if any : Accused voluntarily pleaded guilty.
- 7] Final order : Accused is convicted.
- 8] The date of such order : 25.08.2026

REASONS

The accused is produced before the court through video conference today. Charge is framed against him, to which he voluntarily pleaded guilty, as per the application at EXH. 2. Accused is in jail since 11.03.2026. Heard accused in person. He submitted that, lenient view may be taken as he is the only earning member of his family.

In this matter, the Investigating officer has mentioned in the remand report that this accused has committed the offence under section 303(2) of BNS twice. The offence under section 303(2) of BNS was registered with Kurla Police Station vide CR No. 729/2025, wherein the accused pleaded guilty in CC No. 2401/PW/2025 and convicted. Copy of said judgment is produced through Ld. APP by the Nirmal Nagar police station. Therefore, his previous conviction is proved. Hence, this offence is treated as a second offence.

The punishment provided for second or subsequent conviction of accused under this section is rigorous imprisonment for a term which shall not be less than one year but which may extend to five years and with fine.

Heard the accused, his advocate and Ld. APP on quantum of punishment. As there is no recovery from the accused, his advocate has prayed for a lenient view. Considering the nature of offence, antecedents of accused, age of accused and the period of detention already undergone, pass following order :-

ORDER

- i) Accused **Mohammed Faizal Munna Siddhiqui** is convicted under section 264 of Bhartiya Nagrik Suraksha Sanhita for the offence punishable u/sec. 303(2) of the Bhartiya Nyay Sanhita. He is sentenced to suffer Rigors Imprisonment for **one (1) year and fine of Rs.500/- (Rupees Five Hundred only)**. In default of payment of fine, he shall undergo further S.I. for Two (2) days.
- ii) Accused is in jail since 11.03.2026. He is entitled to get benefit of set off for the period of detention already undergone vide under section 468 of the B.N.S.S.

- iii) Copy of this judgment be supplied to the accused free of cost forthwith.

Date : 25.08.2026
ssl.

(S. S. Parkhi)
Judicial Magistrate (First Class),
32nd Court, Bandra, Mumbai.