

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS
AT LUXETTIPET

PRESENT: **P. Laxmana Chary,**
Judl. Magistrate of First Class,
LUXETTIPET

Saturday, this the 17th day of October, 2020

CC.No.456 of 2020

Between:-

State through Sub-Inspector of Police,
P.S. Luxettipet.

....Complainant

AND

1. Pallikinda Ramesh, S/o: Narsaiah,
Aged about: 20 years, Occ: Student,
R/o: Rampur village of Jannaram mandal.
2. Kare Anil, S/o: Govardhan,
Aged about: 27 years, Occ: Tractor Driver,
R/o: Andugulapally village of Peddapally mandal.

....Accused no.1 and 2

This case is coming before me on this day for final hearing in the presence of learned APP for the State and the accused no.1 and 2, having heard and stood over for consideration, this court delivered the following:-

J U D G M E N T

1. This is a case on report filed by the Sub-Inspector of Police, PS Luxettipet in Cr.No.74/2020 for the offence punishable U/Sec's.188, 269 of IPC and U/Sec.3 of Epidemic Diseases Act, 1897 against the accused no.1 and 2.
2. The case of the prosecution in brief is that, in view of spread of Corona (Covid-19) Virus, the Government of Telangana imposed lock down in Telangana State from 23-03-2020 till 31-03-2020 to prevent the spread of Corona Virus and announced that all the public transport services including TSRTC buses, Setwin, Hyderabad Metro, Taxis, Auto rickshaw etc., will not be permitted vide G.O.Ms.No.45, dated 22-03-2020, later lock down extended till

14-04-2020. It is further alleged that on 02-04-2020 at 08.00 hours, while LW5/P.Dattadri, SI of Police, Luxettipet along with his staff conducting patrolling at Uthkur Chowrastha of Luxettipet town, they found accused no.1 and 2 moving on the road on their motorcycle bearing No.TS19A 2533 and TS19C 7184 respectively without having any prior permission from the competent authorities and accused no.1 and 2 negligently came on road thereby likely to spread of Corona Virus and also disobeyed the orders of the Government of Telangana. Immediately LW5 conducted panchanama and seized the crime vehicles in the presence of mediators. Later, LW5 registered a suo motu case in Cr.No.74/2020, for the offence punishable U/Sec.188, 269 of IPC, issued FIR and took up investigation. During the course of investigation, LW5 examined and recorded the statements of witnesses, visited the scene of offence and conducted scene of offence panchanama and drawn rough sketch and after completion of investigation, he laid final report.

3. This case is taken on cognizance for the offence punishable U/Sec.269, of IPC and U/Sec.3 of Epidemic Diseases Act and issued summons to the accused no.1 and 2.

4. On appearance of the accused no.1 and 2, copies of documents were furnished to them as contemplated U/Sec.207 CrPC.

5. Accused no.1 and 2 called present and they are examined U/Sec.251 Cr.P.C. explaining the substance of the accusation leveled against them in vernacular language of the accused no.1 and 2 for the offence U/Sec.269 of IPC and U/Sec.3 of Epidemic Diseases Act. They pleaded guilty for the above said offence.

6. I accept the plea of the accused no.1 and 2 as true and voluntary one, without being any threat, coercion or duress. Hence, I find the accused no.1 and 2 guilty of the offence U/Sec.269 of IPC and U/Sec.3 of Epidemic Diseases Act and convict them for the same U/Sec.252 Cr.P.C.

7. Heard the accused no.1 and 2 on the quantum of sentence, for which they pleaded mercy on the ground that they have done mistake and now they are repenting for their mistake.

8. Having regard to the facts and circumstances of this case, the accused no.1 and 2 are convicted U/sec.252 CrPC and accordingly they are sentenced to pay fine of **Rs.1,000/-** (Rupees one thousand only) each for the offence punishable **U/Sec.269 of IPC**. In default of payment of fine, they shall undergo simple imprisonment for 15 days. Further, accused no.1 and 2 are sentenced to pay fine of **Rs.500/-** (Rupees five hundred only) each for the offence punishable **U/Sec.3 of Epidemic Diseases Act**. In default of payment of fine, they shall undergo simple imprisonment for 7 days. Total fine amount is **Rs.3,000/- (Rupees three thousand only)**. There is no case property.

Typed to my dictation by the Stenographer, corrected and pronounced by me in the Open Court on this the 17th day of October, 2020.

JUDL.MAGISTRATE OF I CLASS,
LUXETTIPET

APPENDIX
--NIL--

JUDL.MAGISTRATE OF I CLASS,
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