

**IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS
AT VEMULAWADA.**

Present :- Sri J. Vineel Kumar,
Judicial Magistrate of First Class,
Vemulawada.

Saturday, this the 10th day of July, 2021

CC.No. 524 of 2020

Between:-

The State of Telangana
represented by SHO, PS Vemulawada Town.
Cr.No.267/2020.

...Complainant

// AND //

A1: Sangam Venkatesh S/o Murali Mohan, aged 21 years, SC
Madiga, R/o Thippapur.

A2: Sangam Muralimohan S/o Rajabosu, aged 40 years, SC
Madiga, R/o Thippapur.

... Accused.

This case is coming before this Court on 10-07-2021 for final hearing in the presence of Assistant Public Prosecutor for the state of Telangana and after hearing and having stood over for consideration, this court delivered the following:-

:: J U D G M E N T ::

1. The Sub-Inspector of Police, Police Station, Vemulawada Town has filed charge sheet against the accused No.1 and 2 for the offences U/Sec.188, 269, 270 of Indian Penal Code and Sec.3 Epidemic Diseases Act, 1897.

2. The brief facts of the case are :-

It is the case of the prosecution that, during the period of Covid-19 lockdown, on 21.05.2020 at 19.00 hrs, the LW.1 along with LW.2 were busy on Vehicle checking at Thippapur bus stand, Vemulawada Town, they found Accused No.1 and 2 on their motorcycle bearing No. AP-15-BM-3396, unnecessarily without having any emergency work or valid reason which is a clear violation of Government orders and which are negligent and malignant acts leads to pandemic spread of novel Corona Virus. On seeing the police, A1 and A2 fled away from the spot by leaving their motorcycle on the road. Therefore, requested to take necessary action.

3. The LW.3/B. Ramaswamy, ASI of Police PS Vemulawada Town, has registered a suo-motu case vide Cr.No.267/2020 for the offences U/Sec.188, 269, 270 of Indian Penal Code, Sec.3 Epidemic Disease Act, 1897 against the accused No.1 and 2 and took up investigation. After completion of investigation, Investigation Officer has filed charge sheet against the accused No.1 and 2 for the offences punishable U/Sec.269, 270 of Indian Penal Code, Sec.3 Epidemic Disease Act, 1897.

4. After careful consideration of the annexed material, this Court had taken cognizance of the offences punishable U/Sec.188, 269, 270 of Indian Penal Code, Sec. 3 Epidemic Disease Act, 1897 against the accused No.1 and 2.

5. On appearance of the accused No.1 and 2, copies of all the relevant documents were furnished to them as required U/Sec.207 of Criminal Procedure Code (herein after called as Cr.P.C.). Accused No.1 and 2 voluntarily expressed their willingness to admit their guilt and they were examined U/Sec.251 Cr.P.C. by explaining the substance of the accusation leveled against them for the offences U/Sec. 188, 269, 270 of IPC and Sec. 3 of Epidemic Diseases Act, 1897. Accused No.1 and 2 pleaded guilty for the above said offences and this Court accepted the plea of the Accused No.1 and 2 as true and voluntary one, without there being any threat, coercion or undue influence. Hence, this Court accepted the guilt of Accused No.1 and 2 for the offences U/Sec. 188, 269, 270 of IPC and Sec.3 of Epidemic Diseases Act, 1897 and convict them for the same U/Sec.252 Cr.P.C.

6. Heard the Accused on the quantum of sentence, they stated that they came out during the period of lock down for family necessity and further stated that the incident was not an intentional mistake. They pleaded mercy stating that they are repenting for their mistake.

7. Perused the record. Considering the submissions of A1 and A2 and the nature of offences circumstances leading to the commission of such offences, this Court is of the opinion that it is a fit case to take a lenient view and accordingly, Accused No.1 and 2 are sentenced to pay a fine of **Rs.1000/-** each (Rupees one thousand Only) for the offence **U/Sec.269 of IPC**, in default of payment of fine, they shall undergo SI for a period of 45 days and Accused No.1 and 2 are sentenced to pay a fine of **Rs.1000/-** each (Rupees one thousand Only) for the offence **U/Sec.270 of IPC**, in default of payment of fine, they shall undergo SI for a period of six months and Accused No.1 and 2 are sentenced to pay a fine of **Rs.500/-** each (Rupees five hundred Only) for the offence **U/Sec.188 of IPC**, in default of payment of fine, they shall undergo SI for a period of 45 days. Further, Accused No.1 and 2 are sentenced to pay a fine of **Rs.500/-** each (Rupees five hundred only) for the offence under **Sec.3(1) of Epidemic Disease Act**, in default of payment of fine they shall undergo SI for a period of one month. No case property deposited by the Police in this case. Total fine amount of Rs.6,000/- (Rupees six thousand Only).

Typed to my dictation directly on computer and after correction, pronounced by me in the open court on this the 10th day of July, 2021.

Judicial Magistrate of First Class,
Vemulawada.

APPENDIX OF EVIDENCE
WITNESSES EXAMINED

FOR PROSECUTION:

-None-

FOR DEFENSE:

-None-

EXHIBITS MARKED

FOR PROSECUTION:

-Nil-

FOR DEFENSE:

-Nil-

Material Objects MARKED:-

- Nil -

Judicial Magistrate of First Class,
Vemulawada.