



**IN THE COURT OF JUDICIAL MAGISTRATE, FIRST
CLASS, COURT NO.4, VASHI,
NAVI MUMBAI.**

- 1) Date of commission of the offence : 02/06/2021
- 2) Date of Report/Complaint : 16/01/2022
- 3) Name and address of the Complainant : State of Maharashtra
Vashi Police Station,
- 4) Name and address of the accused : Sunil Narayan Shetty,
Age : 30 years,
R/o. Sanjay Lunch Home, Sector-10, Vashi, Navi Mumbai.

5) Particular of the offences complained and explained to the accused :

That, you on 15/01/2022 at 23:00 hours, at Sanjay Lunch Home, Sector-10, Vashi, Navi Mumbai, you and your workers were found serving to customers without wearing mask within a period of lock-down and negligently did the said act knowing that you are thereby likely to spread the infection of disease COVID-19, which is dangerous to life and thereby committed an offence punishable under section 3 of the Epidemic Diseases Act, 1897, section 37(1)(3) of the Maharashtra Police Act, 1951 and within my cognizance.

6) Plea of Accused

Q.1. Have you received copies of police papers of this case ?

Ans.: Yes.

Q.2. Have you understood the particulars of offence read over and explained

Ans: Yes.

Q.3. Do you plead guilty ?

Ans: Yes, I plead guilty.

Signature of accused

Before me,

Vashi.
Date : 05/02/2022

(Vikas D. Bade)
Judicial Magistrate, First Class,
Court No. 4, Vashi.

JUDGMENT

I have explained the facts in this case to the accused in vernacular language. The accused has expressed his desire to plead guilty to the above offence. He has admitted all the facts constituting offence punishable under section 3 of Epidemic disease Act, 1897 and section 37(1)(3) of the Maharashtra Police Act, 1951. I have explained him the consequences of pleading guilty including conviction and punishment. Still the accused desired to plead guilty. It is therefore, crystal clear that the accused voluntarily pleading guilty to the offence. Hence, I have no hesitation in holding him guilty on the basis of his plea. Heard the accused. He prayed to show leniency. In these circumstances, the accused require to be held guilty and to be sentenced for the commission of offence under section 3 of Epidemic disease Act, 1897 and section 37(1)(3) of the Maharashtra Police Act, 1951. Consequently, I proceed to pass the following order.

ORDER

1. Accused is hereby convicted vide section 252 of the Code of Criminal Procedure 1973 for the offence punishable under section 3 of the Epidemic disease Act, 1897, section 37(1)(3) of the Maharashtra Police Act, 1951 and he is sentenced to pay fine of Rs.2,200/-(Rupees Two Thousand Two Hundred only), in default, to suffer simple imprisonment for 7 (seven) days.
- 2 A copy of this Judgment be given to the accused free of costs.
(Dictated and pronounced in open court).

Vashi.
Date : 05/02/2022.

(Vikas D. Bade)
Judicial Magistrate, First Class,
Court No. 4, Vashi.