

Calendar and Judgment in C.C.No. 1031/2024 on the file of VI Metropolitan Magistrate
for Railways, Now VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

1. Date of Offence : 29.05.2024
2. Date of report : 29.05.2024
3. Date of arrest of accused : --
4. Date of release on bail : --
5. Date of commencement of trial : --
6. Date of close of trial : 16.10.2024
7. Date of judgment : 16.10.2024
8. Complainant : State: Sub-Inspector,
RPF Post, Vizianagaram
9. Accused : Ravada Vithalrao, 48 years, S/o Bhaskar
rao, R/o Gulivinda Agraharam,
Vizianagaram.
10. Offence : Under Section 144(1) of The Railway Act
11. Plea of accused : Pledaded guilty
12. Finding of court : Found guilty
13. Sentence or order : Accused is found guilty for the offence Under Section 144(1)
of The Railway Act and she is convicted Under Section 265 E(a) r/w 252 of Criminal
Procedure Code.
- Accordingly, accused is sentenced to pay a fine of Rs.700/-(Rupees seven
hundred only) under Section 265-F of Criminal Procedure Code in default of payment
of fine, **he** shall suffer Simple Imprisonment for a period of one month.
14. Explanation for delay : No delay.

Sd/-Anurag Kommaddi
VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

Copy Submitted to :

The Honourable Chief Judicial Magistrate, Visakhapatnam.

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VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

IN THE COURT OF VI METROPOLITAN MAGISTRATE FOR RAILWAYS, NOW VI ADDL.
JUDICIAL MAGISTRATE OF FIRST CLASS FOR RAILWAYS :: VISAKHAPATNAM

PRESENT : SRI ANURAG KOMMADDI

VI METROPOLITAN MAGISTRATE FOR RAILWAYS, NOW
VI ADDL. JUDICIAL MAGISTRATE OF FIRST CLASS FOR RAILWAYS ::
VISAKHAPATNAM

Wednesday this the 16th day of October, 2024

Calendar Case No. 1031/2024

Between:-

Sub Inspector of Railway Protection Force, Vizianagaram

... Complainant.

AND

Ravada Vithalrao, 48 years, S/o Bhaskar rao, R/o Gulivinda
Agraharam, Vizianagaram.

... Accused.

This case is coming on this day for hearing before me in the presence of Learned Public Prosecutor for the Complainant and the Accused appeared herself and the matter having been stood over for consideration till this day, this Court delivered the following:-

J U D G M E N T

1. The Sub Inspector of Railway Protection Force, Vizianagaram filed complaint against the accused with the following averments:
2. That on 29.05.2024 at about 12.20 hours, the accused is found in train No. 18047 selling eatables and failed to produce any legal authority of railway administration for his presence of hawking. On being questioned by RPF personnel, the accused has admitted his guilt, registered a case in Crime No. C3C/586/2024 Under Section 144(1) of The Railway Act, and after completion of enquiry filed complaint against the accused.
3. This Court has taken Cognizance of this case for the offence under section 144 of The Railways Act against the accused and issued summons to the accused.
4. The accused appeared before this court and filed an application under Section 265-F of Criminal Procedure Code praying for Plea Bargaining and admitted the guilt. Upon examining the accused and upon being satisfied that the accused has voluntarily came forward, notices were issued to the learned Public Prosecutor and also to the complainant/RPF to work out the Mutually Satisfactory Disposition. Accordingly all the parties have arrived at an agreement and filed Mutually Satisfactory Disposition before this Court on the same day and the same is accepted.
5. Perused the Mutually Satisfactory Disposition. heard the learned Public Prosecutor and also the accused.

6. In the result, the Accused is found guilty of the offence Under Section 144(1) of The Railway Act and she is convicted Under Section 265 E(a) r/w 252 of Criminal Procedure Code.

Typed to my dictation by the Stenographer Grade-II, corrected and pronounced by me this the 16th day of October, 2024.

Sd/-Anurag Kommaddi
VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

When heard the accused about the quantum of sentence to be imposed against his, he pleaded mercy of the court as he is the sole bread winner of his entire family and prayed for mercy of the court to impose fine as per the Mutually Satisfactory Disposition.

Having considered the facts and circumstances of the case, nature of the offence, Mutually Satisfactory Disposition. signed by all the parties and also the plea of the accused, this court is of the opinion that a lenient view may be taken in imposing the sentence and imposing of fine would meet the ends of the justice.

Accordingly, accused is sentenced to pay a fine of Rs.700/-(Rupees seven hundred only) under Section 265-F Criminal Procedure Code in default of payment of fine, **he** shall suffer Simple Imprisonment for a period of one month.

Typed to my dictation by the Stenographer Grade-II, corrected and pronounced by me this the 16th day of October, 2024.

Sd/-Anurag Kommaddi
VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

APPENDIX OF EVIDENCE:
WITNESSES EXAMINED :

PROSECUTION:
-None-

ACCUSED/DEFENCE:
-None-

DOCUMENTS MARKED:

PROSECUTION:
-Nil-

ACCUSED/DEFENCE:
-Nil-

MATERIAL OBJECTS MARKED:
-Nil-

Sd/-Anurag Kommaddi
VI Addl. Judicial Magistrate of First Class for Railways,
Visakhapatnam.

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