

IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS,**MOUDA.****Particulars****(Chapter XX of Cr.P.C. Code)****S. Cri. Case No. 640/2022****Exh. No. 4**

1. Date of offence : 08.11.2022
2. Date of Report : 08.11.2022
3. Name of complainant : State through P.S.O. Mouda
4. Name of accused : **Prashant Manoharrao Rewatkar,**
Age : - 40 Years, Occ. Driver,
R/o. Pragati Nagar, Kanhan, Tah. Parshivani,
District Nagpur.

5. Particulars of offence :

That, you accused on 08.11.2022 at about 19.00 hours at Mouza Gumthala, Kamptee drove a vehicle (Tipper) bearing registration No.MH 40-AK-4111 in rash and negligent manner as to endanger human life and thereby committed an offence punishable under Section 279 of the Indian Penal Code.

Q. 1 :-Do you understand the particulars of offence now read over ?

Ans :-Yes.

Q. 2 :-Have you received copy of the Charge-sheet ?

Ans :-Yes.

Q. 3 :-Do you plead guilty ?

Ans :-Yes.

(Signature of accused)

Dt. 09.11.2022

(R.R.Sherekar)
Judicial Magistrate, First Class,
Mouda.

ORDER

Particular is framed at Exh.4. It is explained in vernacular to the accused. He pleaded guilty. He further moved an application at Exh.3 seeking permission to plead guilty. I explained him the consequences of pleading guilty but he stood by his plea of guilt. Hence, I am satisfied that he is voluntarily pleading guilty. Accordingly, the accused is liable to be convicted for the offence punishable under Section 279 of the Indian Penal Code.

At this point I take a pause to hear the accused on the point of sentence. He has submitted that he is poor person and not much educated. His family members were dependent upon him for his survival. He did not have any criminal antecedents. He has repentance about his act. Hence, he urged for leniency.

Considering the submissions of the accused and the facts and circumstances of the case, I am of the view that though it is necessary to impose such a punishment that accused understand the seriousness of his acts, considering the social and financial condition of the accused, I am inclined to show leniency in imposing fine upon the accused. Accordingly, I pass the following order :-

ORDER

Accused **Prashant Manoharrao Rewatkar** is hereby convicted for the offence punishable under Section 279 of the Indian Penal Code vide section 252 of Code of Criminal Procedure and is sentenced to pay the fine of Rs. 1,000/- (One Thousand Rupees only) and in default of payment of fine, accused to suffer simple imprisonment for one day.

Copy of this judgment be given to the accused free of costs.

(R.R.Sherekar)
Judicial Magistrate, First Class,
Mouda.

Dt. 09.11.2022

Endorsement

Case argued on	:	09.11.2022
Order dictated on	:	09.11.2022
Transcription ready on	:	09.11.2022
Order checked and signed on	:	09.11.2022

CERTIFICATE

I affirm that the contents of this P.D.F. File are same word to word as per original judgment/order.

NAME OF STENO Name of Steno :- M.D.Singh