

S.T.C.No.3072/2019

Exh. No.

In The Court Of The Judicial Magistrate F. C., Solapur

Date of Commission of offence : 15/04/2019

Date of complaint : 15/04/2019

Name,age,occupation : State Of Maharashtra through
residence of complainant City Traffic Officer, Solapur

Name,age,occupation :
residence of the accused Abbas Alisab Shaikh
R/o-Tikekarwadi, Kumtha road,
North Solapur, Solapur.

Particulars of offence :

1 That on 15.04.2019 at about 15-37 p.m. you accused drove Auto-rickshaw bearing no. MH-13/CT-0491 under the influence of liquor having 56.1 mg/100ml of alcohol contents in your blood as found in the breath analyzer test and to such an extent as to incapable of exercising proper control over the vehicle and thereby committed an offence punishable under Section 185 of Motor Vehicles Act, 1988 and within my cognizance.

2. That you on above date, time and place you accused drove above motorcycle without having driving licence and thereby committed offence punishable under section 3(1)/181 of Motor Vehicles Act, 1988 and within my cognizance.

3. That you on above date & place you accused disobey the directions given by Traffic Officer or authority empowered under this Act and thereby committed an offence punishable u/s 179 of Motor Vehicles Act, 1988 and within my cognizance.

Plea of the accused

Q1 : Have you received copies of charge sheet ?

Ans : yes.

Q2 : Have you understood the contents of the charge read over to you now ?

Ans : yes.

Q3 : Do you plead guilty?

Ans : Yes I plead guilty. (होय, मला गुन्हा कबुल आहे.)

Before me,

Signatures of accused.

(B. C. More)

Date : 16.04.2019

Judicial Magistrate, First Class,
Solapur

ORDER

Today accused filed pursis and voluntarily pleaded guilty. Accused orally submitted that, he is only earning member of his family and so leniency be shown. Considering the above submission, the nature of offence and the tendency of committing such offence in public, I pass the following order :

Order.

1. The accused is hereby convicted under section 252 of Code of Criminal Procedure, 1973 of the offence punishable under section 185 of the Motor Vehicles Act, 1988.
2. He is sentenced to suffer simple till rising of the Court and also sentenced to pay fine of Rs. **2000/-** (Rs Two Thousand only) for section **185** of Motor Vehicles Act 1988 and in default of payment of fine he shall suffer simple imprisonment for 2 days.
3. He is sentenced to pay fine of **Rs.500/-** (Rs. Five hundred only) for section 3(1)/181 of Motor Vehicles Act 1988 and in default of payment of fine he shall suffer simple imprisonment for 1 day.
4. He is sentenced to pay fine of **Rs.500/-** (Rs.Five hundred only), of the offence punishable under section 179 of the Motor Vehicles Act, 1988. In default of payment of fine he shall suffer simple imprisonment for 1 day.
5. In view of section 210 of Motor Vehicles Act 1988 intimation of such conviction to the accused be sent to the licensing authority which issued motor driving licence to the accused, mentioning name and address of the accused, the licence number, the date of issuing and renewal of licence, the nature of the offence and punishment awarded; for necessary action under section 19 of Motor Vehicles Act 1988.
6. The vehicle involved in the present case be returned by concerned authority to eligible claimant on due procedure if detained.
7. Matter stands disposed of accordingly.
Pronounced in open Court.

(B. C. More)

Date : 16.04.2019

Judicial Magistrate, First Class, Solapur

CERTIFICATE

I affirm that the contents of this PDF file order is same word to word as per the original order.

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|---------------------------------|---|---|
| (a) Name of the Stenographer | : | Shri. A.I.Khan |
| (b) Court | : | Jt. C. J. J. D. & J. M. F. C.
(Court No. 2), Solapur |
| (c) Order signed by
P. O. on | : | 16.04.2019 |
| (d) Order uploaded on | : | 17.04.2019 |