

In the court of the Judge, Spl. Court under Electricity Act, Birbhum, Suri
Spl. Case (Elect. Act) No. 438/2023(Reg.438/2023)
CNR No.WBBB01-003378-2023
Present : Shri Anupam Maiti(JO Code WB00703)
Judge, Spl. Court (Elect. Act),
Suri, Birbhum

Order No.07

dated 05.02.2024

Today is fixed for appearance and compliance.

Four accused persons namely, (1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based are present by filing four separate petitions praying for their guilt.

Ld. P.P in-charge is present.

Ld. Advocate for the accused persons is also present.

Now, the petitions for pleading guilty are taken up for hearing.

Heard both sides.

Ld. Lawyer for the accused persons submits that at this stage the accused persons do not want to contest with the case as they have been suffering much about this case due to their economic condition. Now, they want to dispose of the matter by way of pleading their guilt.

Ld. P.P in-charge and Ld. Lawyer for the WBSEDCL do not oppose the prayer of the guilt of the accused.

In course of hearing, the accused persons are orally examined by the court who have stated that they were fully aware about the charge brought against them and plead guilty by saying that “Amra Dosh Korechhe.”

After hearing it appears to me that their plea of guilt is clear and unambiguous and the same is free from any undue influence and coercion. Accordingly, the plea of guilt made by accused persons is accepted and they are convicted for the offence punishable under Section 135(1)(b) of the Electricity Act, 2003.

Hence it is,

ORDERED

that the accused persons, namely,(1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based are found guilty for the offence under Section 135(1)(b) of the Electricity Act and convicted.

On being asked convicts,(1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based state that they are unemployed. They pray for mercy and lessor punishment due to their poor economic condition.

Considering the facts and circumstances of the case as well as their poor economic condition, I am of the view that the fine of Rs.800/-, Rs.800/-, Rs.600/- and Rs.1,000/- would be appropriate and justified for the convicts, (1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based respectively.

Accordingly the convicts,(1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based are sentenced to pay fine of Rs.800/-, Rs.800/-, Rs.600/- and Rs.1,000/-, i.d, simple imprisonment for one day each.

The above accused persons namely,(1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based are released from their respective bail bonds.

The sureties of the above accused persons,(1) Manjur Ali Sekh (2) Sekh Mursad (3) Rafikul Sekh and (4) Abdul Based also be discharged from the liabilities of the bail bonds.

The seized articles which were given to the complainant on zimmanama be made as per law.

Dictated & Corrected by me.

Judge, Spl. Court (Elect. Act),
Suri, Birbhum

Judge, Spl. Court (Elect. Act),
Suri, Birbhum