

MHRG030010662023



**Sum. Cri.Case No. 732/2023**

(State of Maharashtra through Deputy Director, Shri. A.B. Kharade V/s. Prashant Vaish)

**CNR No. MHRG030010662023**

**RECORD OF SUMMARY CASE NO. 732/2023 TRIED IN A SUMMARY WAY UNDER CHAPTER XXII OF THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023**

**IN THE COURT OF CHIEF JUDICIAL MAGISTRATE, RAIGAD-ALIBAG**

**Exh. 13/B**

1. Date of commission of offence : 07/04/2023
2. Date of complaint/Report : 05/07/2023
3. Name of Complainant with parentage age, residence etc. : At the instance of State Represented through Shri. A.B. Kharade Dy. Director, Industrial Safety & Health, Raigad.
4. Name parentage age and residence of Accused. : **Shri. Prashant Vaish**  
Age 36 years  
Manager of M/s. Vijayprit Industries, Survey No.3, Hissa No. 4, Village Kumbhivali, Tal. Khalapur, Dist. Raigad.
5. Particulars of the offence :

That, on 07/04/2023 you above named accused being Manager of M/s. Vijayprit Industries, Survey No.3, Hissa No. 4,

Village Kumbhivali, Tal. Khalapur, Dist. Raigad, failed to report the incident of accident to Inspector within four hours by telephone, special messenger, Fax, E-mail or SMS and also failed to submit a written report of accident in Form 24-A within 12 hours from the time of taking place the accident to the Inspector and thereby contravened the provisions of **Rules 115(1) and 115(2)** of the Maharashtra Factories Rules, 1963 punishable U/sec.92 of the Factories Act, 1948 and within my cognizance.

Alibag  
Date : **27/03/2026**.

( **M. B. Attar** )  
Chief Judicial Magistrate,  
Raigad Alibag.

**PLEA OF THE ACCUSED.**

Que.1 : Have you received the copies of prosecution papers ?

Ans. Yes.

Que.2 : Have you understood the particulars of offence, now read over and explained to you in vernacular ?

Ans. Yes.

Que.3 : Do you plead guilty?

Ans. Yes, I do plead guilty.

Before me

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(Signature of accused )

Date : **27/03/2026**.

( **M. B. Attar** )  
Chief Judicial Magistrate,  
Raigad-Alibag.

**:: J U D G M E N T ::**

01. Accused has pleaded his guilt and filed present application and thereby pleading his guilt for the offence.

02. It is alleged that the accused being Manager of M/s. Vijayprit Industries, Survey No.3, Hissa No. 4, Village Kumbhivali, Tal. Khalapur, Dist. Raigad, failed to report the incident of accident to Inspector within four hours by telephone, special messenger, Fax, E-mail or SMS and also failed to submit a written report of accident in Form 24-A within 12 hours from the time of taking place the accident to the Inspector and thereby contravened the provisions of Rules 115(1) and 115(2) of the Maharashtra Factories Rules, 1963 punishable U/sec.92 of the Factories Act, 1948.

03. The accused has now accepted his guilt and prayed to impose minimum fine amount. The complainant has given his say praying to impose maximum penalty as per section 92 of the Act.

04. The accused by filing present application has pleaded his guilt. The accused voluntarily pleaded guilty for the offence punishable under section 92 of the said Act. Heard both the sides on the quantum of sentence. The learned advocate for accused submitted that minimum fine may be imposed.

05. This is not the offence in which any person is injured or death caused to anybody, therefore, by accepting the plea of guilt of the accused lenient view is taken and minimum punishment of fine

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can be imposed vide section 92 of the Factories Act. Hence, I pass the following order.

**:: ORDER ::**

1. Accused Shri. Prashant Vaish, Manager of M/s. Vijayprit Industries, Survey No.3, Hissa No. 4, Village Kumbhivali, Tal. Khalapur, Dist. Raigad is hereby convicted for the offence committed under Rules 115(1) and 115(2) of the Maharashtra Factories Rules, 1963 punishable U/sec.92 of the Factories Act, 1948, vide section 275 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. He shall pay fine of Rs. **5,000/-** (Rs. Five Thousand only), for the offence committed under Rule 115(1) of the Maharashtra Factories Rules, 1963 punishable U/sec. 92 of the Factories Act, 1948, in default of payment of fine he shall suffer simple imprisonment for 5 days.
3. He shall pay fine of Rs. **5,000/-** (Rs. Five Thousand only), for the offence committed under Rule 115(2) of the Maharashtra Factories Rules, 1963 punishable U/sec. 92 of the Factories Act, 1948, in default of payment of fine he shall suffer simple imprisonment for 5 days.
4. After realization of fine amount, it shall be credited to

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the State Exchequer.

5. Bail bonds of the accused stand surrendered.

Alibag  
Date : **27/03/2026**.

( **M. B. Attar** )  
Chief Judicial Magistrate,  
Raigad Alibag.