

MHRG030030252024



**Sum. Cri. Case No. 1205/2024**

(The State through S. R. Thakare,  
Deputy Director, Industrial Safety and  
Health, Raigad Vs. Mrs. Vijayalashmi P.  
Vaish)

**CNR No. MHRG030030252024**

**ORDER BELOW EXH. 12 IN S.C.C. NO. 1205/2024**

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

02. It is alleged that the accused being Occupier of M/s. Vijayprit Industries, Survey No.3, Hissa No. 4, Village Kumbhivali, Tal. Khalapur, Dist. Raigad, failed to make the provision and maintenance of plant and systems of work in the factory that are safe and without risk to health of the workers. The accused also failed to take effective steps for removal or prevention of the accumulation in the air of flammable gases or vapour to an extent which is likely to be dangerous and thereby committed offences under section 7-A(2)(a) of the Factories Act, 1948 and Rule 70(8) (a) of the Maharashtra Factories Rules, 1963 punishable under section 92 of the Factories Act, 1948.

03. The accused has now accepted her 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 her 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 can be imposed vide section 92 of the Factories Act. Hence, I pass the following order.

**:: ORDER ::**

1. Accused Smt. Vijayalashmi P. Vaish, Occupier of M/s. Vijaypriti Industries, is hereby convicted for the offence committed under section 7-A(2)(a) of the Factories Act, 1948 and Rule 70(8)(a) of the Maharashtra Factories Rules, 1963 punishable under section 92 of the Factories Act, 1948, vide section 275 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. She shall pay fine of Rs. **5,000/-** (Rs. Five Thousand only), for the offence committed under section 7-A(2) (a) of the Factories Act, 1948 punishable U/sec. 92 of the said Act, in default of payment of fine she shall suffer simple imprisonment for 5 days.
3. She shall pay fine of Rs. **5,000/-** (Rs. Five Thousand only), for the offence committed under Rule 70(8)(a)

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**S.C.C.No. 1205/2024**

(The State through S. R. Thakare Vs. Mrs. Vijayalashmi P. Vaish)

**Exh. 24**

of the Maharashtra Factories Rules, 1963 punishable under section 92 of the Factories Act, 1948, in default of payment of fine she shall suffer simple imprisonment for 5 days.

4. After realization of fine amount, it shall be credited to the State Exchequer.
5. Bail bonds of the accused stand surrendered.

Alibag

Date : **09/03/2026**.

( **M. B. Attar** )

Chief Judicial Magistrate,  
Raigad Alibag.