

Dt:15.10.2022

Accused is present. Copies of case documents are furnished to him. The accused is examined Under Section 251 Cr.P.C., the substance of accusation for the offences under sec.185 of MV. Act is read over and explained to him in Telugu for which the Accused pleaded guilty. This court warned the accused and informed him about the punishment prescribed for the offence committed by him. Even then the accused admitted his guilt. Hence, this court feels that the guilt pleaded by the accused is voluntary. Hence, the accused is found guilty for the offence punishable Under Sections 185 of M.V.Act and accordingly, he is convicted Under Section 252 Cr.P.C. for the said offence. On questioning with regard to the quantum of sentence, the accused pleaded that he has wife, children and old aged parents and they are depending on his shoulders and further pleaded that considering the offence committed by him as first offence, prayed the court to impose fine by taking lenient view. As per the breath Analyzer report, the Accused has alcohol of 69 mg/100ML. The said percentage is abnormally high so that the Accused may lost his control over the vehicle which may result into an untoward incident. The prosecution did not produce any material before this Court to say that there are previous convictions to the credit of the Accused. Even as per the charge sheet in this case it is not the case of prosecution that this is the second offence committed by the Accused. Thus this Court treated that this is the first offence committed by the Accused. However by taking into consideration the submissions of Accused, this Court is inclined to take a little bit lenient view. In view of Lok Adalth, taking lenintely. Hence, the accused is sentenced to pay fine of Rs.500/- in default shall undergo a Simple imprisonment for TWO DAYS for the offence punishable Under Section 185 of M.V Act.

**JUNIOR CIVIL JUDGE
NIDAMANOOR**