

**IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS,
BILASIPARA, ASSAM PRESENT: SRI. GITARTHA KUMAR, AJS**

PRC NO: 533/2022

SL. NO	DATE	ORDER	SIGNATURE
	29.10.2024	Accused persons Mojibar Rahman, Foridul Hoque, Fulchand Ali, Hasu Sk @ Abdul Hamid, Ajimul Hoque and Anowar Amin are present and vide petition No. 3282/24 dated today have prayed for allowing them to go on bail by executing PR Bond. Heard and perused. Considering the ground shown, the prayer for bail is allowed and accused persons Mojibar Rahman, Foridul Hoque, Fulchand Ali, Hasu Sk @ Abdul Hamid, Ajimul Hoque and Anowar Amin are allowed to go on PR Bond an amount of Rs. 20,000/- only. <u>Later on</u> PR bond submitted by the accused persons which is checked, verified and accepted. Later on, Copy of documents as per section 207 CrPC is furnished to the accused persons. Perused the police report and the documents sent with the police report under section 173 of CrPC and the case diary.	

		Heard both sides. The charge-sheet has filed against the accused persons u/s. 143/447/323 of IPC. On perusal of the case record it appears that there is sufficient material to presume that the accused have committed an offence punishable u/s 143/447/323 of the IPC. As such, the particulars of the said offence U/S 143/447/323 of the IPC are read over and explained to the accused to which they pleaded guilty. Further, the accused vide petition no.3284/24 prayed for recording their plea of guilt against the alleged offence and also prayed for leniency. Heard learned APP and learned counsel for the accused on plea of the accused persons. After being satisfied that the accused have pleaded guilty on their own volition, the same is accepted. Their statements are recorded on a separate sheet of paper as per provision mentioned U/S 252 of Cr.P.C. and the same is kept with the case record. Considering all aspects, the accused are found to have committed the offence U/s. 143/447/323 of the IPC, as such this Court convicts the accused persons for the same. Considering the nature and gravity	
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		of the offence, I am not inclined to grant the benefit of Probation of Offenders Act to the convicts. Heard the accused persons on the point of sentence. They pleaded mercy stating that they will not commit any such offence in future. They also showed remorse. Accordingly, I find it justified to take a lenient approach of punishment by imposing fine which in my opinion will serve the ends of justice in this case as the accused have given an assurance that they will not repeat any such incident in future. Hence, considering all, the accused are sentenced to pay: i) A fine of Rs. 300 /-(Rupees Three Hundred) each U/S 143 of the IPC in default to simple imprisonment for 1 day. ii) A fine of Rs. 300 /-(Rupees Three Hundred) each U/S 447 of the IPC in default to simple imprisonment for 1 day. iii) A fine of Rs. 300 /-(Rupees Three Hundred) each U/S 323 of the IPC in default to simple imprisonment for 1 day. The total fine amount of Rs.5,400/- (Rupees Five Thousand Four Hundred) only to be paid by the convict	
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