

Ech-4
6/9/23

IN THE COURT OF ADDL.CHIEF METROPOLITAN MAGISTRATE
09TH COURT, BANDRA, MUMBAI

C.C.NO. 2999 PS/2023

1. Name of Accused

:- Moh. Aariz alihusain
Sidhiqui - age - 25 years.

2. Offence complained

Mahim Police stn CR 983/23
:- U/sec. 279, 336 of I.P.C. &
Sec. 4/122/177 of M.V.Act.

3. Particular of Offence :-

That on 14.07.22 at about 18:35 hours.
at Cadle road Northbandra Mumbai. you accused
was/were found driving your vehicle, so rashly or negligently as to
endanger human life and personal safety of others and thereby committed
an offence punishable u/sec.279 of I.P.C. and within my cognizance.

That on the abovementioned date, time and place you accused
drove the vehicle so rashly or negligently as to endanger human life or
personal safety of others and thereby committed an offence punishable
u/sec.336 of IPC and within my cognizance.

Lastly on above mentioned date, time and place you accused
to remain at rest your motor vehicle on public place in such a position as
to cause or likely to cause danger, obstruction or undue inconvenience to
other users of the public place and thereby committed an offence
punishable u/sec.122/177 of Motor Vehicles Act and within my
cognizance.

Plea of Accused:

Q.1: Have you received copy of Charge-sheet?

Ans: Yes.

Q.2 Have you heard & understood the Charge nor read over &
explained to you?

Ans. Yes.

Q.3 Do you plead guilty?

Ans. Yes.

Aariz

Signature of Accused

Before me,

GW
06/09/2023

Addl.Chief Metropolitan Magistrate
09th Court, Bandra, Mumbai

06.09.23

..2/-

ORDER

1. The accused is/are alleged to have committed offence u/sec.279, 336 of IPC and 122/177 of M.V.Act. The accused has/have pleaded guilty voluntarily when the consequences of pleading guilty were explained to him/them. Thus, the accused will have to be convicted.

2. The learned APP argued for maximum punishment. However, there is no evidence of the previous conviction of the accused under the said sections available on record.

3. Heard the accused on the point of sentence. He stated that he is only earning member in his family. His economic conditions is not sound. His family is totally dependent on him. He further stated that it is his first offence and he assured that he will not commit any offence in future.

4. Considering the plea of the accused following order is passed.

ORDER

i) The accused is/are hereby convicted under Sec.252 for the offence punishable u/sec.279 of Indian Penal Code and sentenced to pay fine of Rs.1,000/- only/each(Rupees One Thousand only/each) and in default of payment of fine to suffer simple imprisonment for five days.

ii) The accused is/are hereby convicted under Sec.252 for the offence punishable u/sec.336 of Indian Penal Code and sentenced to pay fine of Rs.200/- only/each(Rupees Two Hundred only/each) and in default of payment of fine to suffer simple imprisonment for five days.

iii) The accused is/are hereby convicted under Sec.252 for the offence u/sec.122 punishable u/sec.177 of M.V.Act and sentenced to pay fine of Rs.100/-(Rupees One Hundred only) and in default of payment of fine to suffer simple imprisonment for five days.

iv) The sentences to run consecutively.

v) Seized property be returned to its owner.

vi) Proceeding closed. Case papers be filed.

Place: Mumbai

Date:- 06.09.23

06/09/2023
Addl.Chief Metropolitan Magistrate
09th Court, Bandra, Mumbai

Paid Rs

1300/-

R. No.

160928

Bandra

Court. No.