

**IN THE COURT OF METROPOLITAN MAGISTRATE,
JAIL COURT, BYCULLA, MUMBAI.**

Case No.: 102/PW/2018

Exh. 4

The State ...

MCT Railway Police Station, Mumbai,
(C. R. No. 1607/2017)

... Complainant

V/s.

Abdul Rehman Rahim Shaikh, Age 47 years,
R/o.: Mahatma Phule Nagar Zopadpatti,
Room No. 2/5, Hans Road, In front of
Dagadi Chawl, Byculla (W), Mumbai

... Accused

Charge U/sec. : 379 r/w 34 of Indian Penal Code.

JUDGMENT

(Delivered on 11.04.2018)

1) Today accused is produced before the Jail Court. The charge is framed against him below at Exh. 2 to which the accused pleaded guilty. Accused is given understanding that he is not bound to plead guilty and if he pleads guilty he will be sentenced to punishment as per law. The particulars of the offence punishable under section 379 r/w 34 of Indian Penal Code were read over and explained to accused in vernacular to which he pleaded guilty voluntarily at Exh. 3. He has further submitted that he feels repentance for the act committed by him and he is poor person. He is only earning member in his family. On the above grounds prayed for leniency.

2) Perused the case papers. Heard accused in person. Considering the above facts, I hold that the accused is guilty of the offence punishable under section 379 r/w 34 of Indian Penal Code and I proceed to pass the following order.

ORDER

01. The accused namely, Abdul Rehman Rahim Shaikh, Age 47 years, is hereby convicted for the offence punishable under section 379 r/w 34 of Indian Penal Code and sentenced to suffer S.I. for 04 (Four) months vide section 241 of the Code of Criminal Procedure, 1973.
02. He be given set off under section 428 of Cr. P. C. for the period of detention undergone by him against the imprisonment imposed on him.
03. The copy of the judgment be given to the accused free of costs.

Sd/-

(P. B. Lokhande)

Metropolitan Magistrate,

Date : 11.04.2018

36th Court, Mumbai Central, Mumbai.