

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

Case No.: 6/PW/2018

Exh. 4

The State ...
Mumbai Central Railway Police Station, Mumbai,
(C. R. No. 1201/2017)

... Complainant.

V/s.

Sikanderkumar Navin Singh, Age 18 years,
R/o.: Mahaprabhu Nagar, Lilwayat Nagar
Footpath, Udana, Surat, State- Gujarat

... Accused

Charge U/sec. : 379 of Indian Penal Code.

JUDGMENT

(Delivered on 14.02.2018)

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 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) The accused has no criminal background or antecedents. This is his first offence. There is no evidence produced on record to prove previous conviction of the accused. Considering the age of accused, nature of the offence in my opinion the accused is entitled for leniency.

3) 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 of Indian Penal Code and I proceed to pass the following order.

ORDER

01. The accused namely, Sikanderkumar Navin Singh, Age 18 years, is hereby convicted for the offence punishable under section 379 of Indian Penal Code and sentenced to suffer S.I. for 02 (Two) 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. Issue intimation accordingly to the Jail Superintendent, Byculla Jail, Mumbai.

03. The muddemal property i. e. One Oppo company made mobile phone, model No. X37FW and cash amount of Rs.6135/-, already returned to the informant, it be retained with him.

04. The copy of the judgment be given to the accused free of costs.


(P. B. Lokhande),
Metropolitan Magistrate,
Jail Court, Byculla, Mumbai.

Date : 14.02.2018