

IN THE COURT OF MRS. SONALI SINGH,
JUDICIAL MAGISTRATE 1ST CLASS, DERA BASSI

CIS No.CHI-434 of 2019
 Date of Decision: 03.04.2019
 UID-PB0338
 CNR No.PBSAB10004362019

STATE

Versus

Chetna Bansal wife of Rajesh Bansal R/o M.D. Shemrock School,
 Zirakpur, P.S. Zirakpur, District S.A.S. Nagar.

.....Accused.

FIR No.386 of 15.11.2017
 U/S 188 of IPC.
 P.S. Zirakpur.

Present: Shri Gurinder Singh, Ld.A.P.P. for State.
 Accused Chetna Bansal on police bail.

JUDGMENT:-

1. The accused person Chetna Bansal has been forwarded to this court by the Station House Officer of Police Station, Zirakpur, to face the trial after they were booked for commission of the offence punishable under Section 188 of IPC.

2. In brief, the prosecution story as put forth in the final report under Section 173 Cr.P.C. is that on 15.11.2017, HC Rameshwar Dass along with police party were present near Metro Mall, VIP Road, Zirakpur, where he received an information that M.D. of School Shemrock namely Chetna Bansal is not obeying the orders of the D.C. for starting the school at the given timings due to heavy fog. D.C. has announced the timings of school from 10.00 AM to 3.00 PM, but, she is running her daily school from 8.00 AM. Upon finding the information

Sonali Singh, JMJC, Dera Bassi.

true and reliable, a ruqa was scribed and was sent to police station by the IO to register the FIR against her, which has resulted into registration of FIR against accused under Section 188 of IPC. Then the accused Chetna Bansal was arrested. Statements of witnesses under Section 161 Cr.P.C., were recorded. After completion of investigation and other necessary formalities, challan against the accused Chetna Bansal was prepared and presented under Section 188 of IPC, today in the Court.

3. On presentation of challan and appearance of the accused in the court, copies of the challan and the documents annexed thereto were supplied to accused free of costs in compliance with the provisions enshrined in Section 207 Cr.P.C.

4. On perusal of the challan and the documents attached therewith, a prima-facie case punishable under Section 188 of IPC was found to have been made out against the accused. Accordingly, the accused was charged sheeted for commission of the said offence. The contents of the charge so framed were duly read over and explained to the accused, who pleaded guilty to the charge and did not claim trial.

5. From the confessional statement made by the accused, which in my opinion, appears to be voluntary and without any inducement, threat or promise of any type, I hold the accused guilty under Section 188 of IPC and convict her thereunder. Let the convict be taken into custody and be heard on the question of sentence.

Pronounced in open court
Dated: 03.04.2019

(Sonali Singh) PCS
Judicial Magistrate, 1st Class,
Dera Bassi. UID-PB0338

Sonali Singh, JMJC, Dera Bassi.

QUESTION OF SENTENCE:-

Present: Shri Gurinder Singh, Ld.A.P.P. for State.
Convict Chetna Bansal in person

6. I have heard the learned A.P.P. for the State, the convict and her counsel on the question of sentence. The convict has prayed for the mercy of the court. After hearing the Ld. A.P.P. for the State and convict, I have arrived at the conclusion that convict has confessed her guilt, as such, by taking a lenient view, she is sentenced to pay a fine of ₹200/- and in default of payment of fine, she shall undergo two days simple imprisonment. Fine stands deposited by the convict. Copy of judgment be supplied to accused free of costs. File be consigned to the Record Room.

Pronounced in open court
Dated: 03.04.2019

(Sonali Singh) PCS
Judicial Magistrate, 1st Class,
Dera Bassi/ UID-PB0338

upasna

State Vs. Chetna Bansal

Present: Shri Gurinder Singh, Ld.A.P.P. for State.
Accused Chetna Bansal on police bail.

Challan presented today. It be checked and registered. Copies of challan supplied to accused free of cost under Section 207 Cr.P.C.

Vide my separate detailed judgment of even date, the accused Chetna Bansal is convicted and her counsel on the question of sentence. The convict has prayed for the mercy of the court. After hearing the Ld. A.P.P. for the State and convict, I have arrived at the conclusion that convict has confessed her guilt, as such, by taking a lenient view, she is sentenced to pay a fine of ₹200/- and in default of payment of fine, she shall undergo two days simple imprisonment. Fine stands deposited by the convict. Copy of judgment be supplied to accused free of costs. File be consigned to the Record Room.

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Dera Bassi/ UID-PB0338

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