

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS::
NAGARI.

PRESENT :- Smt.D.Durga Kalyani,
Judicial Magistrate of First Class,
Nagari.

Wednesday, the 17th (Seventeenth) day of April, 2019.

C.C.No. 30 OF 2019

The State represented by
The Inspector of Police, Nagari P.S.,
(In Crime No.124/2018 of Nagari P.S.)

... Complainant.

Versus

B.Suresh, S/o B.Sankaraiah, age 23 years, r/o D.No. 6-38, Padmavathi Rajakula Colony,
Oteru, Tirupati Rural , Chittoor District.

... Accused.

This case is coming on this day for examination under Section 251 Cr.PC in the presence of the Learned Assistant Public Prosecutor for the Complainant and the accused appeared by party in person and basing the material available on record having stood over for consideration till this day and this Court made the following:

J U D G M E N T

01. The Inspector of Police, Nagari P.S. has filed charge sheet against accused for the offence punishable U/sec.338 and 279 of IPC & Sec. 134 (a) & (b) of M.V.Act.

02. **The Brief allegations of the charge sheet are as follows:-** It is alleged in the charge sheet that on 29.09.2018 at 2.45 p.m. Near Sai Baba Temple, Nagari Municipality, Chittoor District, wherein the accused being driver of car bearing No. AP 03 AW 3589 drove the said vehicle in a rash and negligent manner proceeding towards Nagari from Puttur and dashed foregoing motor cycle bearing No. AP 03 AG 7808, as a result, the rider of motor cyclist A.E.Palani and pillion rider A.Murugeshan, both of them were fell on the road and sustained bleeding injuries. In that accident injured motor cycle has got damaged partly. Immediately, they were shifted to Area Hospital, Nagari for treatment. Thereupon basing on the complaint of L.W.1 Rajeswari, a case in Cr.No. 124/2018, U/Sec. 337 and 279 of IPC was registered. During the course of investigation, on 01.10.2018 at 2.00 p.m. accused surrendered before police, upon which he arrested him and released him on station bail. The Medical Officer who examined the injured persons gave wound certificate with a opinion that the injuries are grievous in nature, basing on that wound certificate the section of law was altered from 337 to 338 of IPC. After completion of investigation, he filed charge sheet against accused for the offence punishable under section 338 , 279 of IPC and Sec. 134 (a) & (b) of M.V.Act.

03. This case was taken on file against accused U/Sec. 338,279 of IPC and Sec. 134 (a) & (b) of M.V.Act.

04. On appearance of accused, the copies of documents as required U/Sec.207 of Cr.PC. furnished, examined U/Sec. 251 Cr.PC. pleaded guilt, and that, on plea of guilt, convicted U/Sec. 252 (2) Cr.PC.

05. Accused was examined U/sec. 251 Cr.PC. accusation against him for the offence punishable under section 338, 279 of IPC and Sec. 134 (a) & (b) of M.V.Act is read over to him in Telugu. He pleaded guilty and voluntarily admitted that he has committed the offence and requested this Court to take lenient view in punishing him.

In view of voluntarily admission of accused, accused is convicted under Section 255 (2) Cr.PC.

Accordingly, accused is sentenced to pay a fine of Rs. **1,000/-** for the offence punishable under section 338 of IPC, and Rs. **1000/-** for the offence punishable under section 279 of IPC. Further the accused is sentenced to pay a fine of Rs. **500/-** for the offence punishable under section 134 (a) & (b) r/w 187 of M.V. Act, in default of payment, he shall undergo simple imprisonment for a period of one month for the each offence. Total fine amount of Rs. 2500/-

Pronounced by me in the open Court, this the 17th day of April, 2019.

Judicial Magistrate of I Class,
Nagari.

APPENDIX OF EVIDENCE

-Nil-

J.F.C.M
NAGARI.

IN THE COURT OF THE JUDICIAL MAGISTRATE OF FIRST CLASS
NAGARI.

Calender in C.C.No. 30 OF 2019

Date of offence	:	29.09.2018
Date of complaint	:	29.09.2018
Date of taken on file	:	02.02.2019
Date of apprehension of accused	:	17.04.2019
Date of commencement of trial	:	-
Date of close of trial	:	-
Date of sentence or order	:	17.04.2019
Complainant	:	The State represented by Inspector of Police, Nagari P.S.(In Crime No.124/2018 of Nagari P.S.)

Particulars of accused:-

B.Suresh, S/o B.Sankaraiah, age 23 years, r/o D.No. 6-38, Padmavathi Rajakula Colony, Oteru, Tirupati Rural , Chittoor District.

Nature of offences : Causing grievous hurt by act endangering life or personal safety of others; rash driving or riding on a public way and not providing any treatment and not intimate the matter to any nearest police station.

Section of law : U/Sec.338,279 of IPC and Sec. 134 (A) &(b) of M.VAct.

Finding of the Court : Accused is found guilty for the above offences.

Sentence or Order

Accused was examined U/sec. 251 Cr.PC. accusation against him for the offence punishable under section 338, 279 of IPC and Sec. 134 (a) & (b) of M.VAct is read over to him in Telugu. He pleaded guilty and voluntarily admitted that he has committed the offence and requested this Court to take lenient view in punishing him.

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NAGARI.