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ORDER SHEET FOR MAGISTRATE'S RECORDS

DISTRICT: Cachar

IN THE COURT OF Sri J K Saikia, JMFC cum Special Railway Magistrate, Cachar, Silchar

RPF/POST/6PA, Case no. 02/18

U/S-144 Railway Act.1989, Sr/Cr. No. 01/18

Sl.No	Date	Order	Signature
	08.01.2018	Accused Sri Rahul Sarkar is appear in this court. Ld. Railway APP is present. The copy furnished to the accused as per section 207 of CR PC and Particular of offences u/s 144 of Railway act. 1989 is read over and explained to the accused to which he pleads guilty. The accused also vide petition no. 28 /18 submitted that he pleaded guilty and submitted that the same is the first offence of the accused/ petitioner therefore he may be exonerated from the charge or minimum fine may be kindly be emphasized and he was never convicted earlier for any offence. I have heard the accused in person and after explaining him the consequences of plead guilty, he is sent to a reflection period for an hour. After the reflection, the accused pleads guilty. This plea of guilt appears to be voluntary and unconditional. As such, I have accepted this plea of guilt and have convicted the said accused person for his offence under section 144 of Railway Act. 1989. on his own plea of guilty. Being so considered the nature of the alleged offence, this court is inclined to extend the benefit of Probation of Offenders Act, 1958 to the said convict.	

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The convict is heard on the point of sentence. He submitted that the same is the first offence of the accused/ petitioner and he is the only bread earner of his poor family and therefore he may be exonerated from the charge or minimum fine may be kindly be emphasized.

Therefore, fine of Rupees **300/- (Three hundred only)** is imposed on the said convict for their offence **u/s. 144 of Railway Act. 1989.** in default he shall undergo simple imprisonment for **15** days.

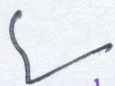
Accordingly the case is disposed of on plea of guilty of the accused person

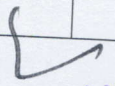
Later on,

The Said convict person vide petition **29 /18** paid the fine amount of **Rupees 300/- (Three hundred)** which is received vide money receipt.

Let the amount recovered be deposited through cashier, office of the learned **CJM, Cachar, Silchar,** forthwith.

Accordingly the said convict person is discharged from his liability.


Railway Special Magistrate
Cachar, Silchar


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