

**IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS - 1
AIZAWL JUDICIAL DISTRICT : AIZAWL**

Crl. Tr. No. 295/2016
(A/o Aizawl P.S Case No. 69/16 U/S 454/380 IPC)

State of Mizoram ----- Complainant

-Versus-

Rosiamliana
S/o Rochhuana
Phullen
P/A Khatla Bungkawn Dam Veng
Aizawl.

..... Accused

BEFORE

T. Lalhmachhuana, Judicial Magistrate First Class - 1.

For the Prosecution : Ms. Venus H. Zomuankimi, APP

For the accused : Mr. R.Lalhmingmawia, Advocate

Date of Order : 03.05.2016.

ORDER

Dated Aizawl, the 3rd May, 2016

Accused Rosiamliana is produced before the Court from Judicial Custody. Id. Defence Counsel and Id. APP are also present.

The story of the case for prosecution is that on Dt. 29.1.2016 @ 11:30 PM, a written FIR was received from R. Lalfamkima S/o R. Lalrinsanga of Khatla, Aizawl stating that in between Dt. 1.1.2016 @ 11:30 PM to 2:00 AM, some unknown person entered their house from the window and stolen away 1 No. of Velvet Pant, 2 Nos. of Jogger Pant, 1 No. of Kamis, 1 No. of Sweater, 2 Pairs of shoes, 1 No. of School Bag and Woofer 1 set total value of Rs. 8000 to Rs. 10,000/-. Hence, Aizawl P.S. C/No. 69/16 Dt. 29.1.2016 u/s 457/380 IPC was registered and duly investigated into.

During the course of investigation, the P.O. was visited and examined the complainant. Rosiamliana (21) S/o Rochhuana of Phullen P/A Khatla-Bungkawn Dam Veng was strongly suspected and he was apprehended and remanded into

Police custody. He was carefully interrogated and he admitted his guilt during interrogation. Some stolen items were recovered and seized in the presence of reliable witnesses and were released on Zimma to the rightful owner vide zimma No. 31/16 dt. 30.1.2016. Hence, a prima facie case u/s 457/380 IPC is found well established against the accused person Rosiamliana (21) S/o Rochhuana of Phullen P/A Khatla-Bungkawn Dam Veng and send chargesheet to the Court.

Today is fixed for Consideration of Charge.

On hearing of both parties with careful perusal of available documents on records, charge is framed u/s 454/380 IPC, read over and explained to the accused in the language known to him to which he voluntarily pleaded guilty and stating that, "Yes, I had entered into the house of the complainant and stolen different kinds of properties like velvet pants, kamis, sweater etc".

Hence, on his own voluntary plea of guilty the accused Rosiamliana S/o Rochhuana of Phullen is found guilty of the charges for entering into the house of the complainant and stolen different kinds of properties and I hereby convict him and sentenced to undergo S.I. for 2 months and to pay a fine of Rs.500/- I.D. S.I. for 5 days u/s 454 IPC and also S.I. for 3 months and to pay a fine of Rs.1000/- I.D. S.I.; for 10 days and the sentences shall run concurrently.

Detention period shall be set off under the provision of 428 Cr.PC.

S.A. released on zimanama vide zimma No.31/16 shall be deemed to returned to the rightful owner.

With this order, this instant CrI.Tr. No. 295/16 arising out of Aizawl P.S. C/No. 69/16 is disposed of.

Sd/-T. LALHMACHHUANA

Judicial Magistrate 1st Class -1

Aizawl Judicial District, Aizawl

Memo No.____JMFC-1(A)/2016 : Dated Aizawl, the 3rd May, 2016

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Copy to:-

- 1) Accused Rosiamliana S/o Rochhuana, Phullen P/A Khatla-Bungkawn Dam Veng.
- 2) District & Sessions Judge, Aizawl for information.
- 3) Superintendent of Police, Aizawl for information.
- 4) SDPO, Aizawl South for information.
- 5) Superintendent, District Jail, Aizawl.
- 6) O/C Aizawl P.S. for information.
- 7) Mr. R. Lalhmingmawia, Legal Aid Counsel.
- 8) Registration Section.
- 9) Guard File.
- 10) Case Record.

P E S H K A R