

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

Crl. Tr. No. 667/2016
(A/o Bawngkawn P.S Case No. 99/16 U/S 454/380 IPC)

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|---|-------|-------------|
| State of Mizoram | ----- | Complainant |
| -Versus- | | |
| Zorammuana S/o Lianchia Chite Veng, Aizawl. | | Accused |

BEFORE

T. Lalhmachhuana, Judicial Magistrate First Class - 1.

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|---------------------|-------------------------------------|
| For the Prosecution | : Ms. Venus H. Zomuankimi, APP. |
| For the accused | : Mr. Albert V.L. Nghaka, Advocate. |
| Date of Order | : 16.05.2016. |

ORDER

Dated Aizawl, the 16th May, 2016

Accused Zorammuana is produced before the court from Judicial Custody. The Id. APP and Id. Defence Counsel are also present.

The story of the case for the prosecution in brief is that, on dt. 2.4.2016 @ 6:10 PM, a written FIR was lodged by R. Lalengmawii W/o Lalduhthlanga of Chite Veng, Aizawl to the effect that on the day of 1.4.2016 @ 6:00 AM to 3:00 PM in between some unknown person had entered into their house by breaking the door lock and stolen away 3 Nos. Of Hawkins Cooker, 2 Nos. of Bawktawng Cooker, 1 No. of Dekchi lian, 1 No. of Rice Cooker and 1 No. of Ketli lian and the stolen items estimated value is Rs. 12,700/- approx. Hence, Bawngkawn P.S. C/No. 99/16 dt. 2.4.16 u/s 454/380 IPC was registered and duly investigated into.

During investigation, the complainant was examined and her statement has been recorded. All available witnesses were also examined. One, Zorammuana(25) S/o Lianchia of Chite Veng, Aizawl was arrested and when he was interrogated, he admitted his guilt. Hence, a prima facie case u/s 454/380 IPC is found well

established against the accused Zorammuana and charge-sheet was submitted to the Court.

Today is fixed for Consideration of Charge.

Heard both sides, perused the case records and charge is frame 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, "I had entered into the Godown of my aunty through an open window and I had stolen different kinds of Utensils and sold @ Rs. 620/- to scrap dealer."

Hence, on his own voluntary plea of guilty the accused Zorammuana S/o Lianchia of Chite Veng, Aizawl is found guilty of the charged for entering into the Godown of the complainant and stolen different kinds of Utensils and I hereby convict him by virtue of Sec. 241 CrPC.

On hearing of the quantum of sentence the Ld. Defence Counsel and offender prays leniency while the Ld. APP prays to inflict sentence in accordance with law.

Considering the submission of both parties with circumstances of the case the offender Zorammuana S/o Lianchia is sentence to undergo S.I. for 2 months and to pay a fine of Rs. 1,000/- I.D. S.I. for 10 days for offence U/S 454 IPC, and S.I. for 3 months and to pay a fine of Rs. 1,000/- I.D., S.I. for 10 days U/S 380 IPC and the sentences shall run concurrently.

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

Seize Article vide PS Malkhana MR No. 89/16 shall be released to the rightful owner.

With this order, this instant CrI.tr. No. 667/16 arising out of Bawngkawn P.S. C/No. 99/16 is disposed of.

Sd/-T. LALHMACHHUANA
Judicial Magistrate 1st Class -1
Aizawl Judicial District, Aizawl.

Memo No.____JMFC-1(A)/2016 : Dated Aizawl, the 16th May,2016

Copy to:-

- 1) Accused Zorammuana S/o Lianchia, Chite Veng, Aizawl.
- 2) District & Sessions Judge, Aizawl for information.
- 3) Superintendent of Police, Aizawl for information.
- 4) Spl. Superintendent, Central Jail, Aizawl.
- 5) SDPO, Aizawl North for information.
- 6) O/C Bawngkawn P.S. for information.
- 7) I/c Malkhana for information and necessary action.
- 8) Mr. Albert V.L. Nghaka, Advocate.
- 9) Registration Section.
- 10) Guard File.
- 10) Case Record.

P E S H K A R