

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE III,
PALAKKAD**

Present :- Smt.K.E.Hizana Thasnim., Judicial First Class Magistrate -III,

Dated, this the 19th day of May, 2022.

C.C 239/2022.

Complainant	:	State represented by the Sub Inspector of Police, Malampuzha Police Station, Palakkad in Crime No. 642/2021.
Accused	:	<ol style="list-style-type: none">1. Prasanth, aged 24, S/o Prakasan, Aarakkode, Kottekkad P.O, Palakkad. (Rep.Adv.R.Ramadas)2. Nishanth, aged 37, S/o Mohanan, Kalathil (H), Pullamkunnam, Malampuzha.3. Gireesh, aged 37, S/o Raju, Aarakkode, Kottekkad P.O, Palakkad.4. Ganesh, aged 21, S/o Manikkan, Arakkode (H), Kottekkad P.O, Palakkad.5. Radhakrishnan, aged 38, S/o Krishnan, Kunupully, Kottekkad P.O, Palakkad.6. Unnikrishnan, aged 55, S/o Mannan, Elival, Vellezhuthanpotta Malampuzha P.O, Palakkad.
Offences	:	U/s. 289 and 336 of Indian Penal Code and 11(1)(a) (3) of Prevention of Cruelty to Animals Act, 1960.
Plea	:	Guilty
Finding	:	Guilty
Sentence/Order	:	All accused are sentenced to pay a fine of ₹500/-each for the offence punishable under section 289 of the Indian Penal Code, to pay a fine of ₹250/-each for the offence punishable u/s.336 of Indian Penal Code and to pay fine of ₹50/-each for the offence punishable u/s.11(1)(a) (3) of Prevention of Cruelty to Animals Act, 1960. In default of payment of fine, they shall undergo simple imprisonment for 8 days each.

J U D G M E N T

Final report was filed against accused by the Sub Inspector of Police, Malampuzha Police Station, in crime No.642/2021, alleging offences punishable under sections 289 and 336 of Indian Penal Code and 11(1)(a) (3) of Prevention of Cruelty to Animals Act, 1960.

2. Accused No.1 had appeared through counsel. Accused Nos.2 to 6 present. They pleaded guilty when the particulars of offences were read over and explained to them. I believe that the plea made by them is voluntary. Hence the plea is accepted. Accused are found guilty under sections 289 and 336 of Indian Penal Code and 11(1)(a) (3) of Prevention of Cruelty to Animals Act, 1960 and convicted for those offences under section 252 of CrPC.

3. Considering the nature of the offence, I am of opinion that this is not a fit case to apply the benevolent provisions of Probation of Offenders Act.

4. I am of the opinion that the sentence awarded below will meet the ends of justice.

5. In the result, accused Nos.1 to 6 are sentenced to pay a fine of ₹500/- each for the offence punishable under section 289 of the Indian Penal Code, to pay a fine of ₹250/- each for the offence punishable under section 336 of Indian Penal Code and to pay fine of ₹50/- for the offence punishable under section 11(1)(a) (3) of Prevention of Cruelty to Animals Act, 1960. In default of payment of fine, they shall undergo simple imprisonment for 8 days each.

Pronounced in open Court on this the 19th day of May, 2022.

Sd/-
Judicial First Class Magistrate-III,
Palakkad.

/True copy/

Judicial First Class Magistrate-III,
Palakkad.