

IN THE COURT OF SHRI SANJAY GARG:
METROPOLITAN MAGISTRATE: NEW DELHI

STATE VERSUS

THANG CIN...
FIR NO. 330/01
P. S. Ch. Puri
U/S 14 F. Act

3-6-2002

Present: APP for the state.

Convict in J/C with counsel.

Heard the arguments on the point of quantum.

Convict is stated to be 31 years of age having his family constituting of three younger brother and three younger sister dependent upon him for the livelihood. Convict further stated that he is belong to Burma and he has come to India after crossing the border to avoid persecution in hands of the authorities in Burma as he belongs to Christian community. It is stated that convict has applied for getting refugees status with United Nation High Commission for refugee but before the refugees status was granted to him he was arrested by the police. It is stated that he is too poor to pay even the fine amount. He request for a lenient view.

Convict in W J/C since 15-9-01. He is in J/C for the last eight and half months. The convict has produced original certificate issued by United Nation High Commission for Refugees in Delhi, granting him refugee status for a one year. In the light of circumstances, I am of the opinion that the offence being a technical in nature, no useful purpose will be served by further sentencing him to any term of imprisonment. I thereby sentence the convict to the period already undergone by him as under trial in this case, after giving him benefit of section 428 Cr. P. C. Since convict is granted the Refugee status now, he be set at liberty.

Announced in the open court
On 3-6-2002

(Sanjay Garg)
MM:New Delhi

STATE VS. THANG CIN THAWN

3-6-02

Pt. APP for the state
Accused is produced from JC.

Arguments on the point of sentence heard.

Vide separate order on sentence, announced today, accused is sentenced to undergo imprisonment as already undergone by him. Photocopy of Refugee certificate issued by United Nation, placed on record.

File be consigned to record room.

MM/3-6-02.