

21-4-1994

In the court of Sh. B.W. Pawar
J.M.F.C. Cantonment Court, Pune

R.C.C. No.162/94

A.P.P. State of Maharashtra Through
Lashkar P/stn Complainant

Vs.

Mustafe Jama Ahmed Accused
Age: 27 years: QCC: Education
R/o: 73/3/2 Yenandevana
Deccan, Pune.

Offence u/s 14 of Foreigner's Act

JUDGEMENT

1. Accused stands charge sheeted for an offence punishable u/s.14 of Foreigners Act.

The prosecution case in short is that on 21.4.1994 that accused was found overstaying at Pune without any extension in Visa by police of Pune leading to present Chargsheet.

2. Accused voluntarily pleaded guilty to the charge framed as per Exh.2. Heard accused on the point of sentence.

3. Perused his application Exh. 4 filled on his behalf by his counsel. Accused has produced certain documents along with his application. He claims that in view of notification of Government he be refugee from

Somalia. He is entitled to have condon from police authority in case of his overstaying. It appears that accused has been in India for his education. He has filed on record his certificate issued by United Nations High Commissioner for Refugee. It shows that accused has been refugee from Somalia. In view of this fact I am of the opinion that accused deserves lenient view. Police papers disclose that accused is student and young man of 27 years of age. If he would send to straight to jail it may spoil his future. An opportunity can be given to him to have improving in his behavior. I, therefore, take lenient view and convict him with following order.

ORDER

Accused is convicted of the offences punishable u/s 14 of Foreigners Act. He is sentenced to suffer S.I. till rising of the court and to pay fine of Rs.500/- i/d to suffer S.I. for one month.

Date; 21.4.1994

-Sd-