

## APPENDIX II

The Law Commission of India (The Code of Criminal Procedure, 1898) Sept. 1969 (Vol. I) p. 139.

205A. (1) If, in the opinion of a Magistrate taking cognizance of a petty offence, the case may be summarily disposed of under section 241A, the Magistrate may issue summons to the accused requiring him either to appear in person or by pleader before the Magistrate on a specified date, or if he desires to plead guilty to the charge without appearing before the Magistrate to transmit before the specified date, by post or by messenger, to the Magistrate, the said plea in writing and the amount of fine specified in the summons which shall not exceed one-hundred rupees.

(2) For the purposes of this section 'petty offence' means any offence punishable only with fine not exceeding one thousand rupees, but does not include any offence so punishable under the Motor Vehicles Act, 1939, or under any other law which provides for convicting the accused person in his absence on a plea of guilty.

281A. (1) Where a summons has been issued under section 205A and the accused desires to plead guilty to the charge without appearing before the Magistrate, he shall transmit to the Magistrate by post or by messenger, a letter containing his plea and also the amount of fine specified in the summons.

(2) The Magistrate may thereupon convict the accused in his absence on his plea of guilty and sentence him to pay the fine specified in the summons, and the amount transmitted by the accused shall be adjusted towards that fine.