

IN THE COURT OF RICHIA KASHYAP

JUDICIAL MAGISTRATE - Ist CLASS, DEHRI

COMPLAINT CASE NO:- 305/2019

Vijay Kumar versus Awadhesh Yadav & Others

28.01.2025. Complainant is absent. No pairvi on behalf of complainant has been filed. Today this record is fixed for summoning order. From several dates complainant is not in attendance. Upon perusal of order sheet it appears that this complaint case has been filed by Vijay Kumar (hereinafter known as ‘‘complainant’’) against three accused person. The Id. SDJM, Dehri took cognizance of the offence and transferred this record to this court u/s 192(2) of Cr.P.C for further proceeding, order and disposal.

Case called out and record is produced before this court. On several call neither complainant nor his learned counsel appeared before the court. After perusal of the case record, it appears to the court that this complaint case was instituted u/s- 307,325,504,341/34 IPC. against accused person namely 1.Avadhesh Yadav 2.Ravi Kumar Yadav 3.Tuda Mahato in the complaint petition, on 28.08.2019.

Considering the above facts and circumstances it appears that the complainant has been given several opportunities for the inquiry evidence but no inquiry evidence was produced by the complainant and since 12.12.2024. further it also appears that this record is pending for inquiry evidence and production of relevant documents and complainant was also given several opportunities to conclude the evidence. Also it appears from the record that the complainant has not turned up from several dates and has not produced any documents in his favour which shows that the complainant has lost interest in the case. Therefore in view of the fact that there is no corroboration of the allegation by the complainant and in absence of any original documents and after considering these factors and in the absence of any evidence this court comes to the conclusion that the material available on record is insufficient to proceed against the accused persons. Thus it appears that the complainant has lost his interest in this case. In the result the following orders are passed:

ORDER

The complain petition is **dismissed** under section 203 of the Code of Criminal Procedure.

The office clerk is directed to deposit the record, complete in all respects and further completing all the procedural formalities with the record room within stipulated time.

Richa Kashyap
28/01/2025
RICHHA KASHYAP

J.M. 1st CLASS

DEHRI