

ORDER BELOW EXH.01 IN S.C.C. NO. 21/2015**STATE VS. ASHOK KAVALE****[PASSED ON 09/09/2025]****(CNR NO. MHSO190000532015)**

This matter is taken on today's board in a special drive, which has been organized as per the directions issued by the Hon'ble High Court, Bombay vide letter dated 02nd September, 2025 bearing O.No.B(Gen)-1001/2025/1684 and directions issued by the District Legal Service Authority Solapur dated 03/09/2025 vide letter bearing No.Adm/B-23/7811/2025.

2. It appears that this summary case is filed for the offence punishable under Sections 279, 337, 338, 427 of the Indian Penal Code and Sections 184, 134(b)/177 of the Motor Vehicle Act. This case is pending for the presence of the accused since long. Even on availing ample opportunities, the prosecution failed to secure the presence of accused before this Court. Further, the prosecution failed to take necessary steps towards disposition of this matter. It further appears that the present case laying on the board without any progress. Furthermore, there is no possibility of end the case in near future, and therefore, no purpose will be served by keeping the case in idle.

3. The Hon'ble High Court was pleased to issue directions in respect of disposal of stale and ineffective cases. The present case

is pending for long period without any progress and thus falls in the category of stale and ineffective cases. Therefore, I am of the view that this is a fit case to exercise the power Under Section 258 of Criminal Procedure Code. Hence, I proceed to pass following order :-

ORDER

1. The proceeding is stopped under Section 258 of the Code of Criminal Procedure.
2. Accused is hereby discharged of the offence punishable under Sections 279, 337, 338, 427 of the Indian Penal Code and Sections 184, 134(b)/177 of the Motor Vehicle Act.
3. Bail Bonds of the accused, if any stands cancelled.
4. Interim custody, if any, granted by this court, is hereby confirmed.
5. In view of Section 300 (5) of the Code of Criminal Procedure, the police paper be preserved and kept in file 'C'.

Date :- 09/09/2025

(S.V. Munde)
Judicial Magistrate First Class,
Mohol.

CERTIFICATE

I affirm that, the contents of this PDF file of Judgment/Order are same word to word as per the original Judgment/Order.

Name of Stenographer	: S. A. Madgundi - III
Court	: J.M.F.C., Court No. 2, Mohol
Date	: 09/09/2025
Judgment signed by the Presiding Officer	: 09/09/2025
Judgment Uploaded on	: 10/09/2025