

ORDER BELOW EXHIBIT 1 IN CRIMINAL ENQUIRY No. 26/2017

1. The present private complaint was filed by the Complainant against the accused persons alleging offences punishable under Sections 406, 420, 467, 468, 471 and 114 of the Indian Penal Code 1860. The matter was registered as Criminal Inquiry No. 26/2017.

2. During the course of the inquiry, this Court called for an investigation report from the Jhagadia Police Station. In compliance, the police station submitted its report, the police report was taken on record. The Complainant subsequently filed an objection against the said police report, and the matter was fixed for recording the Complainant's evidence.

3. The record reflects a persistent lack of diligence on the part of the Complainant. The matter has been listed at the stage of "Complainant's Evidence" for the last many consecutive dates of hearing. Despite ample opportunities being granted by this Court, the Complainant failed to step into the witness box or produce any evidence to substantiate the allegations. On the immediate last date of hearing, the Complainant filed an application seeking an adjournment to file evidence, which was granted by this Court as a final opportunity.

4. Today, when the matter is called out, neither the Complainant nor their learned Advocate has appeared before this Court. No application for an adjournment . The afternoon session of the Court has also passed, and there is absolutely no representation for the Complainant.

5. It is evident from the order sheet that the Complainant is merely dragging out the litigation and lacks interest in prosecuting the inquiry. A criminal inquiry cannot be kept pending indefinitely at the whim of a complainant.

6. Since this is a inquiry stage under Chapter XV of the Code of criminal procedure 1973, and the Complainant has failed to remain present or adduce evidence to show a prima facie case, this Court finds no sufficient ground for proceeding further.Hence the following below order:

ORDER

The present Criminal Inquiry No. 26/2017 stands DISMISSED FOR NON-PROSECUTION and for failure to adduce evidence.

20/06/2026

Jagadiya

(Jaiveer Singh Rathore)

Add. Judicial Magistrate

jagadiya.

GJ01695