

ORDER BELOW Exh.-1

The present complaint was filed by the complainant U/s 138 of the Negotiable Instruments Act against the accused on 01/02/2024 . It seems from the record that the plea of the accused was recorded vide Exh.-9 on 29/08/2024. Further on perusal of record it seems that the plaintiff has been given opportunities to be present before this Court for the cross-examination on 03/10/2024, 21/11/2024,02/01/2025,07/02/2025,27/03/2025,24/04/2025,22/05/2025,27/06/2025,01/08/2025,19/09/2025,17/10/2025,28/12/2025,09/01/2026,12/02/2026,20/03/2026,15/04/2026,05/06/2026, and on today 18/07/2026 the Ld. Advocate for the Applicant has appeared and submitted that complainant is not in contact with the Ld. Advocate and submitted that necessary order be passed in the interest of justice.

In view of the above factual matrix this Court granted ample of opportunities to the complainant to remain present before this Court. However, the complainant is not present before this Court since long and therefore, it is reason to believe that the complainant has no more interest in remaining present and proceed with the matter. Hence, I pass the following order in the interest of justice.

Final Order

- The present complaint of the complainant is hereby dismissed for default on the part of the complainant.
- The present Criminal Case Number 423/2024 is hereby disposed off.

Place : Nakhatrana

(Amar Dineshchandra Rao)

Date : 18/07/2026

Addl. Chief Judicial Magistrate

Nakhatrana-Kachchh

Code No.: GJ01480