

KAKB220012312017



Presented on : 15-09-2017

Registered on : 15-09-2017

Decided on : --

Duration :

**IN THE COURT OF THE PRL. CIVIL JUDGE & JMFC,
AT ALAND**

PRESENT

Sri. Yallappa Kallapur, B.A.,LL.B, LL.M.,
PRL.CIVIL JUDGE & JMFC,
ALAND

DATED THIS THE 29TH DAY OF JANUARY - 2024

C.C. NO.302/2017

COMPLAINANT:

The State through Aland Police Aland.

(By Asst. Public Prosecutor,)

-Vs.-

Accused :

Nagendrappa, Bus Conductor Badge No.596,
NEKRTC Bus Depot, Aland,
Taluka Aland, District Kalaburagi.



**ORDER UNDER SECTION 299 OF CODE OF CRIMINAL
PROCEDURE, 1973**

The case was registered against the accused for the offences punishable U/Secs.406 and 409 of IPC.

2. It is seen that during crime stage this accused was absconded. In spite of issuance of repeated NBWs the presence of the accused could not be secured. Therefore, proclamation was issued against the accused, which was duly published and attachment warrant returned with an endorsement that, the accused does not possess any immovable properties. Thereby procedure under Section 82 and 83 of Cr.PC is duly complied with. Thereafter, the court has come to the conclusion that the presence of the accused cannot be secured in near future and posted the case for recording evidence under Section 299 of Cr.PC.

3. The evidence of material witnesses was recorded under Section 299 of Cr.PC. CW1 complainant is examined as PW2. CW9 and CW8 investigating officers are examined as PW3 and PW4. Shivasharanappa S/o. Shantappa who has published proclamation has been examined as PW1. Ex.P1 to Ex.P15 with



sub-markings are marked. Thereby, evidence under Section 299 of Cr.PC is closed.

4. Perused the material placed on record. On perusal, it is clear that, though the police made all the efforts to trace out the accused, they failed to secure the presence of the accused. The steps under Sec.82 and 83 of Cr.P.C. have been taken, but the police could not secure the presence of the accused. Thus, it is clear that there is no immediate prospect of securing the presence of accused. Under these circumstances, I proceed to pass the following:

ORDER

Office is directed to place entire materials of the case before the Hon'ble Principal District and Sessions Judge, Kalaburagi for permission to transfer this case to Long Pending Register case by removing it from the Register No.III.

(Dictated to the Stenographer on Computer directly, typed by him, Judgment corrected and signed by me, then pronounced by me in the Open Court on this the 29th day of January - 2024)

Date : 29-01-2024.

**(YALLAPPA KALLAPUR)
PRL. CIVIL JUDGE & JMFC,
ALAND**



Dictated on : 29-01-2024.
Checked on :29-01-2024.
Signed on : 29-01-2024.

**(YALLAPPA KALLAPUR)
PRL. CIVIL JUDGE & JMFC,
ALAND**

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