

CC NO.293/2018

This case is registered against accused by CW-20 head constable of Devalganagapur PS in their crime No. 73/2012 and for the offence punishable under Section 379 of Indian Penal Code. The investigation officer Cw 20 has filed charge sheet against accused No.1 to 10 . On perusal of final report my predecessor has taken cognizance for the offence referred above registered CC No. 534/2013 and accused was absconded hence original case was split up registered CC no. 30/2016 in this case also present accused No.8 not appeared, again case was split up and CW23 has filed spilt up charge shhet, registered this case, accused was appeared before the court though his counsel and in the presence of accused Pws 1 to 3 evidence recorded and got marked Ex.P1 and 2 during the pendency of trail accused was absconded then issued non-bailable warrant against above accused person. The accused has not been secured in -spite of co-erosive steps taken against accused.

Thereafter proclamation and attachment warrant had been issued against the said accused persons as per Sec. 82 and 83 of Code of

Criminal Procedure, 1973. Proclamation issued against the accused person had been duly executed. Attachment warrant returned with an endorsement that accused has not own any property.

On perusal of report, it appears that presence of accused could not be secured in near future. Hence, evidence under Sec. 299 of Code of Criminal Procedure, 1973 is recorded. Prosecution has examined total four material witnesses as PW04 to 06 and got marked 6 documents as Ex. P-03 to 09.

Heard Learned APP and perused the material placed on record. On perusal of entire material placed on record. It appears that there are no chances of securing the accused person in near future. Hence, this court proceed to pass the following.

ORDER

Office is directed to write a letter to the Hon'ble Prl. District and Sessions Judge, Kalaburagi seeking permission to register the present case in Long Pending Register case by removing it from the Register No. III.

Await permission. Call on 25-04-2026.

***Civil Judge & JMFC,
Afzalpur.***