

This is split-up case is registered against accused No. 2, 4, 5 and 6 on order dated 02-07-2014 in original case CC No. 174/2013 for the offence punishable under Section 143, 147, 341, 504, 506 r/w Sec. 149 of IPC. After the framing of charge in the original case, the A-2, 4, 5 and 6 are absconded, the investigation officer has filed absconding split-up charge sheet against accused No. 2, 4, 5 and 6. 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 are not own any property.

On perusal of report, it appears that presence of accused persons could not be secured in near future. Hence, evidence under Sec. 299 of Code of Criminal Procedure, 1973 is recorded. Prosecution has examined total two material witnesses as PW1 and 2 and got marked nine documents as Ex. P-1 to 4. CW-15 who is I.O. of this case has not appeared before the Court, where Sec. 82 and 83 of Cr.P.C. followed against him. Other person HC-335 of Afzalpur PS who is presently retired. He is also not appeared before the Court for adduce evidence in respect of attachment issued against accused persons. There is difficulty to secure the him. Hence, he is dropped from adduce evidence.

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 persons in near future. Hence, this Court proceeds 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 30-10-2025.

03/10/2025.

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