

MHAU050026082020



SCC No. 668/2020

**State of Maharashtra
Vs
Sudhir Kaduba Sarkale**

ORDER BELOW EXH.01

1. Perused the record. Charge sheet in present case is filed under Section 224, 269, 271 of the Indian Penal Code and Section 51(b) of the Disaster Management Act, 2005. However, since the filing of charge sheet accused is continuously absent. Since then, the matter is pending for appearance of accused. Time and again summons and warrant were issued against accused. However, police machinery miserably same to execute the same. Thereafter, again NBW was issued against the accused. However, the police machinery miserably failed to execute warrant against accused and neither any report of the same is filed on record. Therefore, present case is lingering without any progress for more than last 05 years. Hon'ble Bombay High Court has directed to undertake special drive for ineffective cases. In the present case prosecution failed to secure the presence of accused. The present case is pending since 2020 and is of more than 05 years old. Therefore, there is no propriety to proceed further at the costs of public time and money. Thus, I am of the view that this is the fit case to dispose of in Special drive as per Section 258 of the Cr. P. C. Hence, I proceed to pass following order.

ORDER

1. The proceeding of the case is stopped as per Section **258** of Criminal Procedure Code.
2. Accused stands discharged vide section **258** of Criminal Procedure Code
3. Bail bonds of the accused stands cancelled.

Vaijapur.
Date: 12.03.2026.

(Smt. S. K. Khan)
Judicial Magistrate F.C., Vaijapur.
(Court No.02)

CERTIFICATE

I affirm that the contents of this P.D.F. file order are same, word to word, as per the original order.

Name of the Stenographer : Pankaj A. Ghule,
Stenographer Grade-III,

Court : Smt. S. K. Khan,
Judicial Magistrate First
Class, (Court No.2), Vaijapur,
Dist. Aurangabad.

Date of order : 12.03.2026

Order signed by the presiding officer : 12.03.2026
on

Order uploaded on : 16.03.2026