

MHDH060001092001



ORDER BELOW EXH. 1 IN
REGULAR CRIMINAL CASE NO. 94/2001

Perused the record. The charge-sheet is filed against the accused for the offences punishable under section 324, 323, 504, 506 read with 34 of Indian Penal Code. The accused are absconding since long. The charge is not framed against the accused. The non-bailable warrants issued against the accused was returned unserved and as such the presence of accused could not be secured. Therefore, the witness summons were issued to all the prosecution witnesses for recording their evidence under section 299 of Code of Criminal Procedure. But as per the witness report the informant and other witnesses are not traceable except the spot panch Damu Onkar Thakare & Anil Tryambak Mali. The spot witnesses who are not supporting the case of prosecution. The case is more than 25 years old and lingering without any progress. There is no possibility that the accused and the witness will found in near future. Accordingly, no evidence against the accused is come on record. In such a circumstances, it is not just and proper to keep this case pending for an indefinite period without any progress at the cost of public. Therefore, there is no alternative except to discharge the accused. Hence, the accused are required to be discharged. In the result, following order is passed :

ORDER

1. The accused No. 1 & 2 are discharged for the offences punishable under section 324, 323, 504, 506 read with 34 of Indian Penal Code.
2. Bail bonds of accused are cancelled.
3. The standing warrant issued against accused stand cancelled.
4. The seized muddemal (P.R. No.128/2001) i.e. one glass bottle is worthless, hence be destroyed after the appeal period is over.

Shindkheda.

Date : 16/03/2026.

(Harshada S. Admane)
Judicial Magistrate, F.C.,
Shindkheda.

CERTIFICATE

I certify that the contents of this PDF file are word to word as per Original Order.

Name of the Stenographer: Rahul N. Mali,

Name of the Court : Civil Court J. D., Shindkheda,

PDF Uploading date : 17/03/2026.

Sd/-xxx
Stenographer (Grade-III)