

MHGO060010132023



**Sum.Cri.Case No.563/2023**  
**State Vs. Pankaj**

**Order Below Exh.1**  
**(Passed on 11/03/2026)**

This is summary case under Motor Vehicle Act. The charge sheet is filed on 08/12/2023. Since filling of charge sheet Complainant and accused are absent. On perusal of record, it reveals that despite summons, accused is not present in the Court. The complainant was given sufficient opportunity to proceed with the case, but the complainant has failed to do so. For proceeding of the case presence of complainant is necessary. It appears that, complainant is not interested in prosecuting the case. The proceeding is quite old and, therefore, its early disposal is necessary. In such peculiar circumstances it is quite difficult to proceed with the trial of the case. Moreover, the case is summarily triable and there is no possibility of appearing the complainant and accused in near future. Therefore, there is no propriety in holding the trial against the accused and it appears to me that it is a fit case to invoke the powers under Section 256 of the Code of Criminal Procedure. Consequently, the following order is passed.

**ORDER**

1. The complaint is dismissed for non-appearance of the complainant vide Sec. 256 of the Cr.P.C.
2. Accused is acquitted for the offence punishable under Section 184 of Motor Vehicle Act.

Arjuni/Morgaon  
Date : 11/03/2026.

**(N. V. Sahu)**  
Judicial Magistrate F.C.  
Arjuni/Morgaon