



S.C.C. No. 60/2016

Tukaram Dnyandeo Tambekar Vs. Sharad Dhanu Powar

CNR - MHKO130001302016

ORDER PASSED BELOW EXH.01

(Dt. 13/04/2026)

1. Complainant is absent since on 09/09/2017. He failed to take steps against accused. The matter is more than 10 years old and pending due to absence of complainant without progress. The Hon'ble Bombay High Court has time and again directed for expeditious disposal of more than five year old matters. Today complainant is absent. Learned advocate on behalf of complainant is also absent. Roznama reveals that the complainant is absent on many dates. It seems that the complainant is not interested to proceed with the complaint. No effective steps are taken by the complainant to proceed with the complaint. It reveals that the accused is residing beyond the jurisdiction of this Court. Since beginning the presence of accused could not be secured. As the complainant is absent and failed to take steps against accused, complaint is liable to be dismissed u/s 256 of Cr.PC./279 of B.N.S.S. Accordingly I pass following order.

Order

1.	Complaint is dismissed u/s 256 of Cr.PC./279 of B.N.S.S for absence of complainant and non prosecution.
2.	Accused is acquitted from offence punishable U/Sec. 138 of Negotiable Instruments Act.
3.	Bail bonds are stands canceled. Warrant if any issued against accused be call back.

Kagal.
Date:- 13/04/2026.

(A.B.Madke)
Judicial Magistrate F.C.,
(Court No. 1), Kagal.