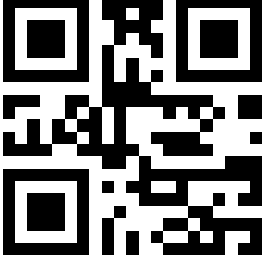


<u>MHKO190002702016</u> 	<u>ORDER PASSED BELOW EXH.65</u>  <u>IN</u>  <u>R.C.C No. 1600030/2016</u>  <u>(State of Maharashtra thr</u> <u>Pl.St.Radhanagari Vs Vilas Piraji Sable)</u>  <u>[Date:04/07/2025]</u>
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Perused the record. Accused No.1 and 2 are present before the court today. They have filed an application for cancellation of execution of Non-Bailable Warrant (In-short NBW) issued against them at Exh.65.

2. Ld. Advocate for the accused submitted that the accused has not committed any offence. On previous date, Accused No.1 being a teacher could not get leave and accused No. 2 was not well and therefore they could not remain present before the court. He prayed for allowing the application.

3. On the contrary Ld. APP submitted that the accused persons remained absent from February 2025. On previous date also the accused persons remained absent, when the matter was posted for recording of their statement u/s 313 of Code of Criminal Procedure. Their absence caused delay in the proceeding. Hence, he prayed for rejection of the application.

4. Perused the record. Heard Ld. Advocate for accused and the Ld. APP. Considered the submissions.

5. Record shows that the accused persons have remained absent for long period. However, due to the absence of accused persons, the matter got prolonged. Therefore the NBW got issued against them. Considering the reason and in the interest of justice the application deserves to be allowed subject to penalty. Hence, the following order:

**ORDER**

1.	The application (Exh.65) is allowed.
2.	Execution of NBW against the accused is canceled subject to penalty of Rs. 500/- (Rs. Five Hundred Only) each be credited to Government.

sd/-

Radhanagari

(N. P. Kakade)

Date : 04-07-2025

Judicial Magistrate First Class,  
Radhanagari.