

S.C.C. NO. 17/2019
Shankar Vs. Dhananjay

COMMON ORDER BELOW EXHS.1 & 39

I have carefully gone through the record and heard learned advocate Shri. S.P. Kamble for the complainant at length. This is complaint for offence punishable under Section 138 of the Negotiable Instrument Act. The accused is continuously absent. His non-bailable warrant yet not served. There is no chance to execute non-bailable warrant in the future, as the accused trying to avoid Court proceeding and proceed with the case. His presence could not be secured on non-bailable warrant. He also failed to appear and show his bonafide. There are sufficient reason to believe that the accused is absconded and concealing himself from the execution of warrant. This case is prolonging without progress. The accused is liable for that. Hence, this is fit case to issue proclamation against the accused under Section 84 of the Bharatiya Nagarik Suraksha Sanhita. Hence, I pass following order:-

ORDER

1. Issue proclamation under section 84 of the Bharatiya Nagarik Suraksha Sanhita against the accused.
2. In addition, the proclamation shall be issued in the newspaper mostly circulated in locality of the accused i.e. Taluka Nilanga, Dist. Latur and District Latur.
3. Issue NBW against the accused and show cause notice to his surety as why surety bond shall not forfeit and recover its amount through PSO, Police Station Nilanga.
4. The complainant himself make arrangement to serve the proclamation as early as possible.
5. Order dictated on computer and pronounced in open court.

Date- 13/03/2026.
Deoni.

(S.A. Surjuse)
Judicial Magistrate F.C. Deoni.