

**IN THE COURT OF METROPOLITAN MAGISTRATE, 43RD COURT,
BORIVALI, MUMBAI**

C.C.NO.1933/SS/2017

ORDER BELOW EXH.1

When called neither the complainant nor the accused remained present. Moreover, both the Ld. Counsels remained absent. Neither side has filed any application for adjournment. Hence, in this scenario, the following order is passed-

ORDER

1. The matter is adjourned subject to following directions-
 - i) The complainant shall remain present on next date positively for his cross-examination, on failure of which the matter shall be dismissed in default.
 - ii) The accused is directed to remain present along with his counsel for cross-examination of the complainant. On failure of which no cross-examination order against the accused will be passed.
 - iii) As the matter is adjourned due to failure of both the parties to proceed with the matter and due to their lackadaisical approach, both parties are hereby directed to credit costs of Rs.1000/- each to DLSA for adjournment of the matter.
 - iv) On failure of the parties to credit costs as directed above, appropriate adverse order against the party failing in compliance will be passed.

Mumbai,
Date: 09/06/2026.

(**S. A. KHALANE**)
Metropolitan Magistrate,
43rd Court, Borivali, Mumbai.