

MHNG080014952020



**ORDER (BELOW EXH.1)**  
(Passed on 10.03.2026)

Today there is a Special Drive for disposing unattended, petty, stale, ineffective and old cases under Sections 256 and 258 of the Code of Criminal Procedure in view of the Hon'ble District and Sessions Court, Nagpur letter No.217/TW-JB/2026 dated 21.02.2026.

2] Perused the record. This case is instituted otherwise than upon complaint. The accused is charged with the offence punishable under Section 12(a) of the Maharashtra Prevention of Gambling Act. The case is registered as summary case. The accused are absent since 21.10.2020, i.e. since filing of the charge sheet. The case is pending since 2020. In spite of issuance of summons and warrants several times against the accused, the presence of the accused could not be secured by the police machinery, nor returned the summons and warrants in the court. The case is more than five years old. There seems no possibility that the accused will be traced out in near future. In these circumstances, this is a fit case where the Court should exercise its power under Section 258 of the Code of Criminal Procedure and stop the proceeding. No purpose would be

served by keeping the case pending without any progress. Hence, I pass the following order.

**ORDER**

1. The proceeding is stopped vide Section 258 of the Code of Criminal Procedure, 1973.
2. The accused is released for the offence punishable under Sections 12(a) of the Maharashtra Prevention of Gambling Act.
3. Seized cash Rs.1,340/- be credited to Government after appeal period is over.
4. Seized playing cards and pen being worthless be destroyed as per rule after appeal period is over.
5. The case is disposed of accordingly.

Date : 10.03.2026

(R.R. Sherekar)  
Judicial Magistrate First Class,  
(Court No.2), Kamptee, Dist. Nagpur.

**ENDORSEMENT**

Case argued on	:	10.03.2026
Order dictated on	:	10.03.2026
Transcription ready on	:	10.03.2026
Order checked and signed on	:	10.03.2026

**CERTIFICATE**

I affirm that the contents of this P.D.F. File are same word to word as per original order.

**NAME OF STENO :- SAU. P.A.NIRMAL**