

MHNG130013332022



S.C.C. No. 793/2022
State Vs. Gajanan
U/Sec. 12(a) of Gambling Act

ORDER BELOW EXH.01
(Special Drive dtd. 12/03/2026)

1] Matter is taken up in the special drive arranged as per the directions of Hon'ble High Court and circular issued by Judicial Branch T.W., District Court, Nagpur O.W. No. B-16(2)/04/2026 dated 23/02/2026 for disposing unattended, petty, stale, ineffective and old miscellaneous cases.

2] Perusal of record shows that matter pertains to the year 2022 and is 3 years old. The accused is continuously absent since 10/11/2022. Sincere efforts to secure presence of accused has been taken by issuance of warrant several times. However, the serving officer has failed to serve the warrant on accused. Prosecution has failed to secure presence of accused since 2022. No purpose would be served in keeping the matter pending on record. Considering the nature of offence, I find it appropriate case to invoke powers under Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023. Hence, I pass the following order -

ORDER

- 1) Proceeding is stopped vide Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023.
- 2) Accused is discharged vide Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023 for offence punishable under Section 12(a) of Maharashtra Gambling Act.
- 3) Seized Muddemal gambling article and blue pen being worthless be destroyed after appeal period is over.
- 4) Seized Cash of Rs. 211/- be credited to State Government as per provisions of law after appeal period is over.
- 5) Police papers be kept in File-C in view of Section 337(5) of Bhartiya Nagarik Suraksha Sanhita, 2023.

Ramtek.
Date : 12/03/2026.

(A. A. Shirvalkar)
Judicial Magistrate First Class,
Ramtek.