

MHNS050024962022



**SCC No. 1174/2022**  
**Amol Suresh Jade Vs**  
**Santosh Uttam Rathod**

**ORDER BELOW EXH.01**

The accused is present before the Court today along with his learned advocate and has remained present till 4:30 p.m. The accused has expressed readiness to proceed with the cross-examination of the complainant.

02) Perusal of the roznama reveals that the complainant has remained absent since 23/04/2025. The matter was repeatedly adjourned for the evidence of the complainant; however, despite sufficient opportunities, the complainant failed to remain present. It further appears that this Court had already passed an order below Exhibit-1 on 08/01/2026 in view of the continued absence of the complainant.

03) Even thereafter, the complainant did not take any steps to prosecute the complaint. No application seeking adjournment or explaining absence has been filed on record till date.

04) Today also, the matter was called out repeatedly till 5:00 p.m. Despite repeated calls, neither the complainant nor his advocate appeared before the Court to proceed with the matter.

05) The case pertains to the year 2022. The consistent absence of the complainant and lack of any effort to prosecute the matter clearly indicate that the complainant is not diligent and has lost interest in pursuing the complaint.

06) In these circumstances, keeping the matter pending would serve no useful purpose. Hence, the complaint is dismissed for want of prosecution.

Dated: 07/04/2026

**(N.K. Meshram)**  
Judicial Magistrate First Class,  
(Court No.2), Nashik-Road