

MHNS160001702024



Summary Criminal Case No.75/2024
State ..Vs.. Anil Suresh Kapse + 3
Special Drive

(ORDER BELOW EXH.1)

Perused record. Matter is pending for securing presence of accused. However the accused are absent since 04.12.2024 Summons/warrants were repeatedly issued against accused but prosecution failed to secure their presence despite several opportunities. In such circumstances, possibility of securing their presence in near future appears remote. The case is old, stale and ineffective. There is no progress in the case since beginning. Accused are constantly absent Hon' ble High Court has directed to dispose of such state and ineffective cases in which there is no progress at all. There is no reason to keep such stale and ineffective case on board unnecessarily. Thus, considering all these facts and circumstances, nature of offence and purpose of special drive, this is a fit case where powers under section 258 Cr.P.C can be invoked. Hence, in the interest of justice, I proceed to pass following order.

ORDER

1. The proceeding is hereby stopped under section 258 of Criminal Procedure Code.

2. Accused are discharged for the offence punishable under sections 12-A of the Maharashtra Gambling Act, 1887.
3. Bail bond of accused stands cancelled.
4. The seized muddemal, from accused no. 3 i.e. i) Cash of Rs. 1000/- (2 currency notes of Rs. 500/-each), and Cash of Rs. 400/- (2 currency notes of Rs.200/-each), and Cash of Rs. 2100/- (21 currency notes of Rs.100/-each), and Cash of Rs. 700/- (14 currency notes of Rs.50/-each), and Cash of Rs. 280/- (14 currency notes of Rs.20/-each), Cash of Rs. 490/- (49 currency notes of Rs.10/-each), Cash of Rs. 90/- (9 currency notes of Rs.10/-each) If that amount is claimed by claimant and it is given to claimant then its custody be continued with claimant after appeal period is over. If that amount is not claimed by anybody then that amount be credited to government after appeal period is over.
5. The seized muddemal, from accused no. 1 i.e. i) Cash of Rs. 2000/- (1 currency notes of Rs. 2000/-each), and Cash of Rs. 2500/- (5 currency notes of Rs. 500/-each), and Cash of Rs. 1000/- (10 currency notes of Rs.100/-each), and Cash of Rs. 1000/- (20 currency notes of Rs.50/-each), and Cash of Rs. 140/- (7 currency notes of Rs.20/-each), and Cash of Rs. 90/- (9 currency notes of Rs.10/- each). If that amount is claimed by claimant and it is given to claimant then its custody be continued with claimant after appeal period is

over. If that amount is not claimed by anybody then that amount be credited to government after appeal period is over.

6. The seized muddemal, from accused no. 2 i.e. i) Cash of Rs.2000/- (1 currency notes of Rs. 2000/-each), and Cash of Rs. 1500/- (3 currency notes of Rs.500/- each), and Cash of Rs. 400/- (2 currency notes of Rs. 200/-each), and Cash of Rs. 2300/- (23 currency notes of Rs.100/-each), and Cash of Rs. 250/- (5 currency notes of Rs. 50/-each), and Cash of Rs. 40/- (4 currency notes of Rs.10/-each), and Cash of Rs. 10/- (1 currency notes of Rs.10/-each). If that amount is claimed by claimant and it is given to claimant then its custody be continued with claimant after appeal period is over. If that amount is not claimed by anybody then that amount be credited to government after appeal period is over.
7. One betting receipt books on that written numbers, pad, karbon, pen being worthless be disposed of as per law after the appeal period is over.

Date 10.03.2026.

(Smt.Vrushali D.Sungare)
Judicial Magistrate First Class, Chandwad,