

MHNS170008012019



SCC No.263/2019

ORDER BELOW EXH.1
(Passed on 8th May, 2025)

1. Today the matter is kept in special drive. Perused the record and rozanama of the case.

2. The complaint is filed for the offence punishable under section 138 of the Negotiable Instrument Act. The record reveals that case is pending without any progress and the complainant failed to take necessary steps. The complainant and learned advocate for the complainant absent since long. Today also neither complainant nor the learned advocate for the complainant present before the court when repeatedly called. No application is filed on record. The case is pending since long. The accused absent since long. From these facts and circumstances, it is seen that the complainant is not interested to proceed further with the case. Under such circumstances, it will be futile exercise to keep the matter pending on the file of this court, therefore, in my view, it is fit case to dismiss under section 256 of Cr.P.C. due to absence of the complainant. Hence, I proceed to pass the following order.

ORDER

Complaint stands dismissed under section 256 of Cr.P.C. due to absence of the complainant and the accused stands acquitted of the offence punishable under section 138 of the Negotiable Instrument Act.

Nandgaon .
Date: 08/05/2026

(J.M.Agnihotri)
Judicial Magistrate First Class
Nandgaon .