

Order Below Exh.1

1. This case is of the year 2011 and is more than 5 years old and still pending for appearance of accused. On perusal of charge sheet it reveals that, the accused is not present before the court after furnishing bail and bonds. Several times N.B.W. was issued against the accused, but his presence could not be procured despite that. Several Police reports in that regard, reveal the fact that, accused is not found and is absconded. Thus, it is clear that, the accused in this case is absconded and his whereabouts are not known. Considering the age of this case and taking into account the aforesaid fact about non appearance of the accused since many years, there appears least possibility of securing their presence in near future.

2. Thus, there are reasons to believe that the accused is absconded or he is concealing himself to avoid the execution of warrant against him. The learned APP has submitted to issue proclamation against the accused under section 82 and to attach property of accused u/s 83 of Code of Criminal Procedure, 1973.

3. On backdrop of above facts, I am of the opinion that it is necessary to issue order of proclamation against the accused. Hence, following order.

ORDER

1. Issue proclamation and standing warrant against the accused No. 1 Sanjay Ganpat Mane and accused no. 2 Arjun Kundlik Mane.

2. The Superintendent of Police, Sangali and Tahasildar, Tahasil Office, Tal. Jat, Dist – Sangali are directed to attach the property of accused No. 1 Sanjay Ganpat Mane and accused no. 2 Arjun Kundlik Mane, movable or immovable and submit the report of same, on or before 01/04/2020.

(Smt. D. M. Patil)
Judicial Magistrate, F.C.
Saswad.

Date – 06/02/2020

Order Below Exh.1

1. This case is of the year 2011 and is more than 5 years old and still pending for appearance of accused. On perusal of charge sheet it reveals that, the accused is not present before the court after furnishing bail and bonds. Several times N.B.W. was issued against the accused, but his presence could not be procured despite that. Several Police reports in that regard, reveal the fact that, accused is not found and is absconded. Thus, it is clear that, the accused in this case is absconded and his whereabouts are not known. Considering the age of this case and taking into account the aforesaid fact about non appearance of the accused since many years, there appears least possibility of securing their presence in near future.

2. Thus, there are reasons to believe that the accused is absconded or he is concealing himself to avoid the execution of warrant against him. The learned APP has submitted to issue proclamation against the accused under section 82 and to attach property of accused u/s 83 of Code of Criminal Procedure, 1973.

3. On backdrop of above facts, I am of the opinion that it is necessary to issue order of proclamation against the accused. Hence, following order.

ORDER

1. Issue proclamation and standing warrant against the accused No. 1 Sanjay Ganpat Mane and accused no. 2 Arjun Kundlik Mane.

2. The Superintendent of Police, Sangali and Tahasildar, Tahasil Office, Tal. Khanapur, Dist – Sangali are directed to attach the property of accused No. 1 Sanjay Ganpat Mane and accused no. 2 Arjun Kundlik Mane, movable or immovable and submit the report of same, on or before 01/04/2020.

Sd/-XXX
(Smt. D. M. Patil)
Judicial Magistrate, F.C.
Saswad.

Date – 06/02/2020

CERTIFICATE

I affirm that the contents of this P.D.F. file Order is same word for word as per original Order.

Name of Steno : Mr. K. N. Chopade, (Grade 3)

Court Name : Smt. D. M. Patil
C.J.J.D. & J.M.F.C., Saswad.

Date of Order : 06/02/2020

Order signed by presiding officer on : 06/02/2020

Order uploaded on : 07/02/2020