

**SCC No. 397/2025**  
**State vs. Bhavesh**  
**CNR No. MHRG060006022025**

**ORDER BELOW EXH. 01**  
**(Passed on 12.03.2026)**

Perused record.

2. The matter is fixed for appearance of the accused in which charge-sheet has been filed under section 130(1)/177 of the Motor Vehicle Act on 06.05.2025. Accused has not appeared till today. Even after several efforts, accused has not been traced out. The case is around 09 months old and punishable with fine. In such circumstances, I do not found any substance to keep the matter pending idle for years to come. This Court is of the opinion that, the present case is fit to stop proceeding under section 258 of the Code of Criminal Procedure. Hence, the Court inclined to pass following Order:

**ORDER**

- (i) The proceeding is stopped under section 258 of the Code of Criminal Procedure.
- (ii) Accused Bhavesh Suresh Mhatre is discharged of the offence punishable under section 130(1)/177 of the Motor Vehicle Act.
- (iii) The original police papers be retained in "C" file for their use in the event of re-opening the case under section 300(5) of the Code of Criminal Procedure.

Place : Pen.  
Date : 12.03.2026

( Smt. A. A. Kale)  
Judicial Magistrate First Class, Pen.