

**ORDER BELOW EXH. 01**  
**(Passed on 09/03/2026)**

Perused record.

2. The matter is fixed for appearance of accused in which charge-sheet has been filed under sections 33 (1)(w) of the Maharashtra Police Act on 08.07.2025. Accused has not appeared till today even after several efforts. The case is around 09 months old. Chances of securing presence of accused is very less. 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 Prajit Rajan Mattamarkandy discharged of the offence punishable under sections 33, (1)(w) of the Maharashtra Police Act.
- (iii) As per Section 451 of the Code of Criminal Procedure, after appeal period, seized property be disposed of as per law.
- (iv) 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 : 09.03.2026

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