

ORDER BELOW EXH.01

The present matter is listed today for its consideration in special drive. Charge-sheet is filed against the accused for offence punishable u/s 279, 337 of the Indian Penal Code 1860 & Sec. 184 of Motor Vehicle Act 1988 on 22.02.2016. After sending summons & warrants against accused repeatedly, the prosecution could not secure presence of the accused. Proclamation is also issued, but prosecution could not get served. The accused is resident of Uttar Pradesh State, there is the no near prospect of his arresting. The case is very old one & still pending for more than 10 years. Considering the nature of the case & its pendency since long, I don't find that matter should be kept alive further. It is a summons case & in such type of case when there is no near prospect of finding the accused, no purpose would serve to continue with such proceeding. Hence following order is passed :-

ORDER

1. The present proceeding is hereby stopped under section 258 of the Code of Criminal Procedure 1973.
2. The accused is discharged under section 258 of the Code of Criminal Procedure 1973.
3. The original police papers be retained in "C" file for their use in the event of reopening of the case under section 300(5) of the the Code of Criminal Procedure 1973.
4. Case is disposed off accordingly.

Place:- Roha.
Date :- 12.03.2026.

(S. V. Khaire)
Judicial Magistrate, First Class
Roha.