



ORDER BELOW EXH.1 IN REG. CRI. CASE NO.68/2017

- 1) Present charge sheet has been filed for an offences punishable under sections 420, 406, 34 of IPC. In the present case, accused no.2 is remaining absent.
- 2) After filing of charge sheet, in order to secure the presence of accused no.2, NBW were issued against him. However, till today, the presence of accused no.2 has not been secured. As per charge sheet, accused no.2 is absconding since filing of FIR.
- 3) Therefore, considering the aforesaid development, there is sufficient reason to believe that, accused no.2 has been absconded or he is intentionally concealing himself so that warrant of arrest shall not be executed upon him. There is no other alternative than to issue proclamation under section 82 of Cr.P.C. Hence, I am inclined to issue proclamation against accused no.2. Police are also to be directed to search and submit necessary particulars of movable and immovable properties belonging to accused no.2, to enable the Court to proceed as per section 83 of Cr.P.C.
- 4) Consequently, for the above the reasons, I proceed to pass following order

ORDER

- 1) Issue proclamation under section 82 of Cr.P.C. against accused no.2.
- 2) Concern police is directed as per section 82(2)(i)(a) Cr.P.C. to publicly read the proclamation in some conspicuous place of the town or village in which accused no.2 ordinarily resides, and as per section 82(2)(i)(b) Cr.P.C. to affixed the proclamation to some conspicuous part of the house or homestead in which accused ordinarily resides or to some conspicuous place of his town or village.

- 3) Concern police is also directed to prepare a detailed panchanama regarding compliance of execution of this proclamation and submit the same in the Court.
- 4) Concern police is also directed to collect the necessary particulars of movable and immovable properties belonging to accused and submit it in the Court alongwith the report.
- 5) Assistant Superintendent of the Court is also directed to affix the copy of proclamation to the conspicuous part of the Court house or notice board of the Court, as per section 82(2)(i)(c) of Cr.P.C., and submit the report accordingly.
- 6) Copy of this order be sent to the Police Inspector of Police Station concern for its efficient and expedite compliance.
- 7) Junior Clerk of Criminal side is directed to issue the proclamation, letters and show-cause notice as ordered supra, forthwith.

Date : 10/04/2026
Shriwardhan.

(S. K.Shaikh)
Judicial Magistrate F.C.,
Shriwardhan.