

ORDER BELOW EXH.1

[State of Maharashtra V/s. Jaykisan Duryodhan Kalel]

The case is taken in special drive. The instant case is summons case in respect of offence punishable under section 185 of Motor Vehicle Act. Since inception the accused is absent. Despite of issuance of summons to the accused, the prosecution failed to secure the presence of the accused. Serving officer did not care even to send the report to the court. Hence, in the circumstances it is quite difficult to proceed with the matter. Hence, this is the fit case to take resort to section 258 of Cr.P.C. Hence, I pass the following order.

ORDER

- 1] The proceeding is stopped vide section 258 of Cr.P.C. with liberty to the prosecution to revive the proceeding on the arrest or securing presence of the accused by showing justifiable grounds.
- 2] Bail bonds of the accused, if any, stands cancelled/ cash security, if any, be forfeited and credited to the Government.
- 3] The original police paper 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.

Date : 13/03/2026

(Aaditya A. Vyas)
Judicial Magistrate F.C., Malshiras

CERTIFICATE

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

(a) Name of the Stenographer : S.T.Korbu

(b) Name of the Court : 2nd Jt. C.J.J.D.& J.M.F.C., Malshiras, Dist. Solapur,

(c) Order signed by P.O. on : 13/03/2026.

(d) Order uploaded on : 13/03/2026.