



CNR No. MHWR030004272016

R.C.C. No. 33/2016

State Vs. Amol

ORDER BELOW EXH. 01

Accused is prosecuted for the offences punishable under Sections 452, 504 & 506 of the Indian Penal Code.

2. Perusal of record shows that, prosecution examined its 01 material witness i.e. *spot panch*. However, said witness has resiled from his earlier statement and did not support the case of prosecution. Further, despite of issuance of repeated summons, the prosecution failed to make available the informant-victim and other witnesses and no reasons furnished for the said failure till date.

3. The matter is very old and pending idle since long. Further, prosecution failed to examine any other material witnesses and those who are examined, did not support the case of prosecution. In such circumstances, in my view, no purpose would serve by keeping the file pending. Hence, in view of the oral submissions by Ld. APP, prosecution evidence is hereby closed.

4. Further, for want of any incriminating evidence, statements of accused under Section 313 of the Code of Criminal Procedure are hereby dispensed with. The matter be fixed for arguments accordingly.

5. Both parties to take note of this order.

Place : Wardha
Date : 10/07/2026

(Vickrant P. Khandare)
Judicial Magistrate First Class, Wardha.
(Court No. 1)