

MHYA210035592016

**ORDER BELOW EXH.01**(Passed on 04th day of March, 2022)

Perused record and proceedings of the instant case wherein accused persons are prosecuted for commission of offence punishable under Sections 3/25 and 4/25 of the Indian Arms Act.

2. It appears from the record that police authority submitted the report below summons (Exh.65) alongwith death certificate (Exh.66) mentioning that accused No.5 Ashok Charudatta Dethe is no more being dead supported with Death Certificate issued by Nagar Parishad, Wani, Th. Wani, Dist. Yavatmal (Exh.66). On perusal of said certificate, it appears that one Ashok Charudatta Dethe is dead on 31-03.2018. In view of said certificate (Exh.66) and summons below Exh.65, No.5 Ashok Charudatta Dethe is reported to be dead and therefore the instant proceeding is required to be abated against him. In the result, I pass the following order.

ORDER

1. The proceeding of instant case is hereby abated against No.5 Ashok Charudatta Dethe vide paragraph 84 of Chapter VI of the Criminal Manual.
2. The present case is pending against rest of other accused persons.
3. Parties to note.

(K.K. Chafale)

Date : 04.03.2022.

Judicial Magistrate (First Class), Wani.