

MHPA060009022020



Order on Exh.1 in SCC No. 383/2020
State Vs Santosh

1) As per direction of Hon'ble Bombay High Court vide letter No. B(Gen)1001/2024/1554 Dt. 22/08/2024, and Hon'ble District Court Parbhani O.No.JW/5104/2024 dt. 26/08/2024 today is special drive in respect of disposal of cases under section 256 and 258 of Code of Criminal Procedure, 1973.

2) Perused the record of the case. It shows that the charge-sheet is filed against accused person for the offence punishable under sections 188 of Indian Penal Code on 28/07/2020. Accused is absent since long. Prosecution could not produce the accused person and witnesses. Therefore, I am of the view that prosecution failed to secure the presence of the accused persons and witnesses and not willing to conduct the matter.

3) The matter is old one and pending without progress since long. Therefore, this is the fit case to stop the proceeding under Sec.258 of the Code of Criminal Procedure. If proceeding is closed, no prejudice will be caused to the prosecution as it may take recourse under section 300(5) of the Code of Criminal Procedure in appropriate circumstances. However, to keep this matter pending without progress will be the futile exercise. Hence, I pass the following order.

ORDER

01. The proceeding is hereby stopped vide Sec. 258 of the Code of Criminal Procedure.
02. Accused Santosh Parasram Nemade is hereby discharged for the offence punishable under section 188 of Indian Penal Code.

Date: 25/09/2024.

(I. J. Thakare),
Judicial Magistrate, F.C.,
Court No.02, Hingoli.

Order on Exh.1 in Summary Criminal Case No.515/2020

1. The complainant is filed under section 323, 504, 506, 34 of The Indian Penal Code. The present complaint is pending since 2020. The complainant has been continuously absent since long. As per letter No. I. No.03/2023 Dated- 04/01/2023 received from the Hon'ble District Court Parbhani, special drive is organized for reduction of old cases pendency, this case being old one for being included in special drive.
2. The complainant has failed to take necessary steps, since long period.
3. I think that, the complainant has lost interest in the case.
4. In the result, I hold that the complaint will have to be disposed off, as per Section 256 of The Code of Criminal Procedure, 1973.

Hingoli
Dt. 06.02.2023

(I.J.Thakare)
III Judicial Magistrate, F.C., Hingoli

Order on Exh.1 in Summary Criminal Case No.236/2018

1. The complainant is filed under section 19(a),(i) of the Seeds Act. The present complaint is pending since 2018. The complainant has been continuously absent since 2018. As per letter No. I. No.03/2023 Dated-04/01/2023 received from the Hon'ble District Court Parbhani, special drive is organized for reduction of old cases pendancy, this case being old one for being included in special drive.
2. The complainant has failed to take necessary steps, since long period.
3. I think that, the complainant has lost interest in the case.
4. In the result, I hold that the complaint will have to be disposed off, as per Section 256 of The Code of Criminal Procedure, 1973.

Hingoli
Dt. 10.02.2023

(I.J.Thakare)
III Judicial Magistrate, F.C., Hingoli