

ORDER BELOW EXH. 1 IN C.C. NO. 908/SS/2019

From perusal of roznama and record of the case it reveals that, the complainant is absent since long time. No steps are taken on behalf of the complainant for progress of the matter. The complainant has not filed any single application or taken steps for progress of the matter. On perusal of the record, it is seen that, since after May 2025 complainant has not filed any application for progress of the matter. The matter is almost six years old and pending for steps by the complainant since long.

2. Overall conduct of the complainant bank shows that, it has lost it's interest in the present matter. Matter is lingering without any progress and as such there is no propriety to proceed further and keep the matter pending at the cost of public time and money. Furthermore, no effective steps are taken for the progress of matter. In such circumstances, I feel that there is no need to keep pending the matter.

3. Hence considering the abovesaid facts and circumstances the case will have to be dismissed for want of prosecution. Hence I pass following order.

ORDER

- 1 The complaint is dismissed vide section 256 of the Code of Criminal Procedure.
- 2 The accused is acquitted of the offence punishable under section 138 of the Negotiable Instruments Act, 1881.
- 3 His bail bonds, if any, are cancelled. He is set at liberty.
- 4 Warrant if any, issued against the accused be called back without execution forthwith. Issue yadi accordingly.

Date : 21/02/2026.

(G.M. Charankar)
Judicial Magistrate(First Class),
73rd Court, Vikhroli, Mumbai.