

Order Below Exh. 1 in SCC No/95/ /2022

1. Today is special drive in view of permission granted by Hon'ble Bombay High Court dated 01.09.2023 to dispose of cases under Section 256 and 258 of the Code of Criminal Procedure.

2. The instance case is summary case instituted on police report for the offence punishable under Section m.v.A 112/183(1), 239/177, 194B/177, 122/177. The case is new one. Summon was issued to accused. But no results. Therefore, considering summons report, the presence of accused is not secured by Police machinery. So, it is difficult to proceed into the case in a normal way. Hence, this is a fit case wherein provision of Section 258 of the Code of Criminal Procedure can be reported to stop the proceeding.

3. For the foregoing reasons, the proceeding of the instant case is stopped vide Section 258 of the Code of Criminal Procedure with liberty to the prosecution to revive the proceeding on the arrest or securing presence of the accused by showing justifiable grounds. Hence, I pass following order.

Order

1. The proceeding is stopped as per Section 258 of Code of Criminal Procedure.

2. The accused Shital S. Sonawane is acquitted under Section m.v.A 112/183(1), 239/177, 194B/177, 122/177

Shital
5.9.2023

3. The bail bond of accused is cancelled.
4. The case is disposed of accordingly.
5. Muddemal property is not recovered. Hence, no order regarding muddemal.

Date : 5 / 9 / 2023
Vadgaon Maval


(Mrs. Shubhangi J. Katkar)
Judicial Magistrate First Class,
Vadgaon Maval