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947 apl 1465-2023

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APL) NO.1465 OF 2023

Sawant S/o Gajanan Masale and others

Vs.

The State of Maharashtra through P.S.O., P.S. Gadge Nagar, Tah. and Dist. Amravati
and another

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri N.B. Kalwaghe, Advocate for applicants
Ms S.Z. Haidar, APP for non-applicant/State

**CORAM : URMILA JOSHI-PHALKE AND
NANDESH S. DESHPANDE, JJ.**

DATED : 17.10.2025

This is an application for seeking to quash and set aside the First Information Report No. 1230/2022, dated 15.10.2022, registered by the non-applicant No.1, Police Station Gadge Nagar, Amravati, for the offences punishable under Sections 120-B, 406, 468, 471, 420, read with Section 34 of the Indian Penal Code, against the applicants. However, the learned Additional Public Prosecutor has filed reply in which Investigating Officer has stated as under :

“6. That after going through the entire allegations the Investigating Officer had found that there was not enough evidence to bring home the guilt of present Applicant in the said crime. The Investigating Officer has therefore filed 'A' Summary before the Learned Trial Court,

which is now registered as 'A' Summary No. 17/2024 on 17.2.2024. A communication to that effect is submitted to the office of the Government Pleader, High Court, Nagpur by the concerned Investigating Officer. A copy of the said communication dated 20-08-2024 is annexed herewith as Annexure R-2.

7. Thus in view of the 'A' Summary submitted before the Learned Trial Court in the present Crime No. 1230/2022, the cause of action for filing of the present application does not survive. The application is therefore disposed of accordingly."

2. The 'A' Summary is also filed on record. In view of the said reply as also the communication to the office of the learned Government Pleader, the present application has become infructuous and it is disposed of as such.

(NANDESH S. DESHPANDE, J.) (URMILA JOSHI-PHALKE, J.)

Jayashree..