



**IN THE COURT OF JUDICIAL MAGISTRATE, FIRST
CLASS, INDAPUR, AT INDAPUR.**

State of Maharashtra
Vs.

.... **Complainant.**

Ganesh Bhagwan Gaikwad

.... **Accused.**

ORDER BELOW EXH.1

This is a summons case instituted otherwise than upon complaint for commission of offence punishable u/s. 65 (d) of Bombay Prohibition Act. Despite of sufficient opportunities have been given to the prosecution to secure presence of the accused they failed to do so. Perused the record there is no CA report. Therefore, there is absolutely no propriety in keeping the matter pending for indefinite period. In my opinion, this is a fit case to invoke powers u/s.258 of the Code of Criminal Procedure and to stop the proceeding on the eve of Special drive. Hence, I pass the following order :

ORDER

1. The proceeding is hereby stopped and the accused is ordered to be released amounting to be of discharge.
2. Bail bond of accused stands cancelled and surety stands discharged.
3. Muddemal property i.e. Country liquor, Tango Punch each 180 ML. 24 quarters, Goa Gin each 180 ML. 03 quarters of amount Rs.1903/- be destroyed as per rule. Foreign liquor be sent to Excise Department. One Water Jar be destroyed after appeal period.

Sd/-xxx

(Smt. S. B. Yadav)

Date : 23/09/2021

Judicial Magistrate First Class, Indapur.

...2...

S.C.C.No. 1277/2018
CNR No.- **MHPU17-003016-2018**

CERTIFICATE

I affirm that the contents of this P.D.F file order are same,
word to word, as per the original order

Name of the Steno	: B.M.Salve
Court	: CJJD & JMFC, Indapur.
Date	: 23/09/2021.
Order signed by	
the presiding officer on	: 23/09/2021.
Order uploaded on	: 25/09/2021.