

MHNS030119062020 	<u>SCC No. 9766 of 2020</u> State thr. Sarkarwada P. S. Vs Devram Budha Thakare
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Order below Exh.1

1. After perusal of charge-sheet it appears that matter is old. It is trial of summons case, in this scenario it would be just and proper to prepone the matter on today's board as prosecution has not taken any steps to proceed with the matter.

2. Perused the record. Charge sheet is filed alleging an offence punishable under Section 65(b) of the Maharashtra Prohibition Act. The procedure of summary trial is prescribed for the instant case. The present matter is of the year 2020 i.e. 06 years old and pending since long for the appearance of accused. To secure his presence summons were issued time to time but in vain. The prosecution has failed to secure the presence of accused inspite of sufficient opportunities been granted and there is no possibility of securing his presence in near future. Under such set of circumstances, no fruitful purpose will be served by keeping the matter on the file of this Court. So, there is no point to proceed further with the case. Accordingly, the proceeding is liable to be stopped under Section 258 of Cr.P.C. Hence, I pass the following order.

..ORDER..

- 01) The proceeding is stopped under section 258 of the Code of Criminal Procedure. The accused is released of the offence punishable under Section 65(b) of the Maharashtra Prohibition Act.
- 02) The bail bonds of the accused, if any, stands cancelled.
- 03) Muddemal property i.e. liquor be sent to Excise Department, Nashik for disposal as per rule and remaining muddemal be destroyed after appeal period is over.

sd/-

Nashik.
Date :- 04/07/2026.

(Satyasheela T. Katare)
Extra Jt. ACJM Nashik.