

MHKO190002852022



S.C.C.No.87/2022

State of Maharashtra thr. Inspector, State Excise office, Flying squad
Kolhapur Vs. Gorakhnath Laxman Kamble

ORDER PASSED BELOW EXH.1

Perused the record. The accused is alleged to have committed offence punishable under Section 65(e) of the Maharashtra Prohibition Act. The accused is absent since long. The matter is pending for steps. No steps have been taken. The prosecution failed to take appropriate steps and proceed with the case. Chemical Analyzer report has not been filed. In such circumstances, there is no propriety to keep the case pending without any progress on file. This is the fit case to stop it's proceeding. Hence, I pass following order:-

ORDER

1. The proceeding is stopped under Section 258 of the Code of Criminal Procedure.
2. Accused is released of the offence punishable under Section 65(e) of Maharashtra Prohibition Act vide Section 258 of the Code of Criminal Procedure.
3. The bail bonds of the accused, if any, is canceled or cash security furnished, if any, forfeited to the State.
4. Seized one Plastic Can containing 18 liters country liquor and four glasses be disposed according to law after appeal period is over.

Date:22/07/2024

(D. M. G. Malidwale)
Judicial Magistrate First Class,
Radhanagari.