

ORDER BELOW EXH.1

Perused record. Today the matter is taken before this Court in Special Drive for petty offences. The offences are triable as summons case. The record shows that allegations are vague and the basic requirements to prove the charge are missing.

Further the nature of the allegations are such that to prove the charge the report of chemical analyzer is mandatory. The evidence collected reflects that neither samples taken nor any efforts made during investigation to collect and retain such evidence.

Thus, the whole final report even if, accepted as it is no conviction is warranted. Considering all these factual and legal aspects, there is no point in proceeding further with the present matter. Therefore, following order :

ORDER

- A.** The proceeding stopped under Section 258 of Code of Criminal Procedure and accused discharged.
- B.** Cash surety, if any, deposited is forfeited to the Government.

Sd/-

BANDRA, MUMBAI

(KOMALSING RAJPUT)

DATE – 07.12.2023

M.M., 12TH COURT, BANDRA, MUMBAI