

IN THE COURT OF ADDITIONAL SESSIONS JUDGE, NEWASA.

C H A R G E

I, Haribhau R. Waghmare, Addl. Sessions Judge, Newasa, do hereby charge you accused,

1. **Parvej Asif Pathan,**

Age :- 28 Years, Occ.:- Business,

2. **Mojim @ Mojipkhan Altafkhan Pathan,**

Age :- 33 Years, Occ.:- Business,

3. **Altafkhan Imamkhan Pathan,**

Age :- 53 Years, Occ.:- Business,

All R/o. Naikwadi Mohalla, Newasa Kh.,  
Tal. Newasa, Dist. Ahmednagar

**As follows :**

**Firstly,** that on 17.07.2023 at about 3.30 a.m., at Ganpati Square, within the vicinity of village Newasa Khurd, Tal. Newasa, Dist. Ahmednagar, in contravention of the directions in the official Gazette of Maharashtra Government dtd. 15<sup>th</sup> July, 2022, in respect of food and drugs, promulgated by the Commissioner of Food and Drugs Administration, Maharashtra Government, who lawfully empowered to promulgate the said order, you accused Nos.1 and 2 were found possessing and transporting prohibited tobacco product viz., 320 packets of M-Gold sainted tobacco worth of Rs.1,92,000/- in your Maruti Swift Car No.MH-12-JU-6679 of accused No.3 for selling the same, knowing that it may cause danger to the public safety and thereby you all accused, in furtherance of your common intention by your

aforesaid act, committed an offence punishable under **Section-188** of the Indian Penal Code r/w offence under **Section 30(2)(a) punishable under section 59** of the Food, Safety and Standards Act, 2006 and within my cognizance.

**Secondly**, on the aforesaid date, time and place, you accused Nos.1 and 2 were found in possession of the prohibited articles of you accused No.3, i.e., 320 packets of M-Gold sainted tobacco, i.e., *gutakha* worth of Rs.1,92,000/-, which are harmful to life of a person if so consumed, with intent to administer the same to public and to cause them hurt, and thereby, you all accused, in furtherance of your common intention, committed an offence punishable under **Section-328 r/w 34** of the Indian Penal Code and within my cognizance.

**Thirdly**, on the aforesaid date, time and place, you accused Nos.1 and 2 were in possession of above contraband articles for delivering or selling the same to public at large, which is for the time being prohibited by the Food Authority and thereby committed an offence punishable under **Section 26(2)(iv) punishable under section 59** of the Food, Safety and Standards Act, 2006 and within my cognizance.

**Fourthly**, on the aforesaid date, time and place, you accused No.3 being the seller, were in possession of above contraband articles for selling the same to public at large, unidentifiable of the manufacture or the distributors from whom the above articles were received and thereby committed an

offence punishable under **Section 27(3)(d) punishable under section 59** of the Food, Safety and Standards Act, 2006 and within my cognizance.

**Lastly**, on the aforesaid date, time and place, you all accused being the sellers/transported were in possession of aforesaid contraband articles, i.e, unsafe food whose nature, substance or quality is so affected as to render of injurious to health of person if consumed, for selling the same to public at large, having knowledge of being unsafe of above articles received the same and thereby committed an offence under **Sections 27(3) (e) and 3(1)(zz) punishable under section 59** of the Food, Safety and Standards Act, 2006 and within my cognizance.

And I hereby direct that you be tried by this Court of Sessions for the aforesaid charge.

Date : 08.01.2026

(Haribhau R. Waghmare)  
Additional Sessions Judge,  
Newasa

The contents of the charge are read over and explained to the accused in Vernacular.

Date : 08.01.2026

(Haribhau R. Waghmare)  
Additional Sessions Judge,  
Newasa