

MHAU070003992020



S.C.C.No.177/2020
State of Maharashtra
Vs
Suraj Indersing Rajput

ORDER BELOW EXH.1

The present case is kept in special drive. The accused namely **Suraj Indersing Rajput** is prosecuted under section 23 of Maharashtra Legal Metrology Enforcement Rule 2011. The matter is posted for evidence of prosecution. The plea of accused is recorded on 04.02.2024. Despite of repeated issuance of witness summons, prosecution has failed to secure the presence of witnesses. After sufficient opportunity the serving machinery failed to serve witness summons. The prosecution has not secured the presence of the witness. It is not possible in near future to secure the presence of the witnesses. The case is more than five years old. Hence, I pass the following order :-

ORDER

- 1] The proceeding is hereby stopped as per Section 258 of the Cr.PC.
- 2] The accused is discharged under section 258 of Cr.PC. for the offence punishable under section 23 of Maharashtra Legal Metrology Enforcement Rule 2011.
- 3] Muddemal weighing Machine is already in possession of accused. Therefore its possession is confirmed after appeal period is over.

(A. A. Kalamkar)

Date : 12/03/2026

Judicial Magistrate, F.C.,Gangapur-3