


MHBIO60020972023 	S.C.C. No. 405/2023.  State of Maharashtra Vs. Irfan Usman Khan
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**ORDER BELOW EXH.1.**

The Hon'ble High Court of Bombay and District Legal Services Authority, Beed as per letter outward no. 306/2026, dated 27/02/2026 directed to dispose of cases u/s 256 and 258 of Code of Criminal Procedure on the working day prior to five days of National Lok Adalat to be held on 14<sup>th</sup> March, 2026. Hence, the instant case has been taken in special drive for appropriate order.

2. The instant matter is of the year **2023**. Charge-sheet is filed on **27/06/2023**. Since long accused is absent, several times summons issued even though prosecution could not secured the presence of accused. It can also be seen from the roznama. In such circumstances there is no point in keeping the matter pending hence, I proceed to pass the following order.

3. In this backdrop, this is the fit case for invoking the powers under section 258 of Criminal Procedure Code, 1973 (Section 281 of BNSS, 2023). Hence, I pass the following order.

**ORDER**

1. The proceeding of present case is stopped under Section 258 of the Code of Criminal Procedure, 1973 (Section 281 of BNSS, 2023) and thereby the case is disposed off.
2. Accused No.1 Irfan Usman Khan and Accused No.2 Sayyed Anwar Azgar are discharged for the offence punishable U/s 12(a) of the Maharashtra Prevention of Gambling Act.

- 3 The seized muddemal i.e. cash of Rs. 3970/- be credited to Government after an appeal period is over.
- 4 Remaining muddemal properties being worthless be destroyed in accordance with the law and if it is of worth, it be sold in public auction and sale proceeds be credited to the Government after appeal period is over.

Date: 12/03/2026

Place: Ambajogai

**(Pravin P Sagade)**  
Judicial Magistrate, First Class,  
(Court No.1)Ambajogai, Dist. Beed.