

MHBI140002002025



S.C.C. No.71/2025
State
Vs.
Prakash Uddhav Unhale

ORDER PASSED BELOW EXH.1.

Perused the record of the case. The accused is charge sheeted for the offence punishable under Section 65(e) of Maharashtra Prohibition Act. Record reveals that, case is pending for the evidence. Repeatedly summons/warrant issued against witness but presence of witness could not secured. Perusal of record shows that there is receipt of C.A. Report filed on record. However till date **No C.A.** report filed in the present case, also the presence of witness could not be secured, hence, there is no point to keep the case pending.

2. Moreover, in view of guidelines issued by Hon'ble High Court vide letter No.SCMS/342/2026, dated 13/01/2026 for disposal of cases in special drive pertaining to section mentioned above, it is not judicious to keep case remain pending. Considering the pendency of the case since 2025, Court is of opinion that, it is judicious to exercise the powers given under Section 258 of the Cr.P.C/ 281 BNSS. Therefore, matter is called in Special Drive. Hence, following order;

:: ORDER ::

1. The further proceeding of this case is stopped under Section under Section 258 of the Cr.P.C/ 281 BNSS and the accused is hereby released.
2. The original police paper be retained in "C" file for their use in the event of reopening of the case under Section 300(5) of the Code of Criminal Procedure, 1973.
3. Muddemal foreign/country liquor be sent to Excise Department for disposal accordingly to Law.

Dated : 12.03.2026.

(M. R. Badakh)
3rd Judicial Magistrate,F.C. Ashti.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment/order are same, word to word, as per original Judgment/order.

Dictated on	:	12.03.2026
Transcribed on	:	----
Checked and Singed on	:	12.03.2026

Sd/-
Rahul S. Abnave
Jr. Clerk