

**SCC No. 275/2026**  
**Old RCC No.61/2021**

State of Maharashtra.  
Through P. S. Shegaon Rural.

-Vs-

Saiyyad Rafik Saiyyad Jainuddin,  
Age 60 years, Occu. Labour,  
R/o. Shegaon,  
Tq. Shegaon, Dist. Buldana,

**ORDER BELOW EXH. 1**  
(passed on 13/03/2026)

This case is fixed for return of NBW issued against the accused. The police authority have released the accused by giving the notice U/sec.41(A)(1) of Cr.P.C. On filing of the charge-sheet in the absence of the accused summons was issued to the accused. Police authority have file the report of summons that it was not served on the accused. NBW came to be issued after failure of the accused to appear in the court. This case is old and pending since 17.02.2021. In spite of NBW issued against the accused prosecution failed to secure the presence of the accused. Under such circumstances no purpose would be served by keeping this case pending. It appears that there is no immediate chance of securing the presence of the accused since NBW issued against the accused was unserved. Under such circumstances it will be just and proper to stop the proceeding u/s.258 of Cr.P.C. Therefore, I proceed to pass following order.

**ORDER**

1. Proceeding of this case is stopped u/s. 258 of Cr.P.C.
2. Accused is discharged of the offence punishable u/s. 65(e) of Bombay Prohibition Act.
3. Seized Country made liquor worth Rs. 572/- be sent to the State Excise department, Buldana for disposal according to law. Seized nylon bag be destroyed.
4. Accordingly this case is disposed of.

Date : 13/03/2026.

Sd/-  
(N. D. Meshram)  
Judicial Magistrate F.C.,  
Shegaon.

## **Certificate**

I affirm that the contents of this PDF file order are correct word to word as per the original order.

Name of Steno : P. K. Ingle, Grade-III.

Name of Court: Judicial Magistrate F.C. 1st Court,Shegaon

Date : 13.03.2026.