

IN THE COURT OF ADDITIONAL SESSIONS JUDGE,
MALKAPUR

ST No. 49/2023

Exh. No.27



State of Maharashtra

- Vs -

Gopal Sanjay Gawande

CHARGE

I Rajendrakumar Babasaheb Giri A.S.J., Malkapur hereby charge you –

Gopal Sanjay Gawande,
Age-26 years Occ.- Labour,
Ro. Nimgaon Tq. Nandura Dist. Buldhana

As under,

1. That, on 21/10/2021 at about 4.45 p.m. at or near Railway gate on Nandura - Jalgaon Jamod road, you both accused in furtherance of common intention of you both found in possession of prohibited articles of scented Tobacco Gutkha and Pan-Masala and scented betel nut in contravention of an order bearing No. 369/7 dtd. 15/07/2020 duly issued by a public servant lawfully empowered to promulgated such order and thereby committed an offence punishable under **Section 188 r/w Sec. 34** of the Indian Penal Code, 1860 and within my

cognizance.

2. That, on same date, time and place you accused in furtherance of common intention of you both adulterated Gutkha and Tobacco so as to make such article noxious as food, intending to sale such article or knowing it to be likely that the same will be sold as a food and thereby committed an offence under **Section 272 r/w Section 34** of the Indian Penal Code, 1860 and within my cognizance.
3. That, on same date, time and place you both the accused in furtherance of your common intention you administered or caused to be taken by any person Vimal Pan Gutkha and scented Tobacco which you knew to be an unwholesome thing with intent to cause hurt and thereby committed an offence under **Section 328 r/w Section 34** of the Indian Penal Code, 1860 and with my cognizance.
4. That, on same date, time and place you both the accused found in possession, manufacture, sale, storage or for distribution of an unsafe food i.e. Vimal Gutkha and scented tobacco which is banned in the state of Maharashtra for selling in the market by notification vide no. FSSA/Notification/369/7 dtd. 15/07/2020 and thereby committed an offence as prescribe under the provisions of section 26 punishable under section 59 of the Food Safety and Standards Act, 2006 and within my cognizance.

And I hereby direct that you be tried on the said charge by this court.

Malkapur

Dt. 14/11/2025

(R. B. Giri)
Additional Sessions Judge,
Malkapur

The contents of the charge are read over and explained to the accused in vernacular. They refused to plead guilty of the offence charged and claimed to be tried.

Malkapur

Dt. 14/11/2025

(R. B. Giri)
Additional Sessions Judge,
Malkapur

CERTIFICATE

I certify that this order P. D.F. uploaded is a true and correct copy of original signed order.

Name of Court	:	Adhoc Distirct Judge – 1 & Additional Sessions Judge, Malkapur.
Name of Stenographer	:	Shri. V. S. Jadhav. (Junior Clerk)
Date of order	:	14.11.2025
Date of signed on order by Judicial Officer	:	14.11.2025
Date of Uploading	:	14.11.2025