

ORDER BELOW EXH.01 IN
S.C.C. NO.183/2023
CNRNO.MHBU130004052023
State Vs. Santosh Namdeo Shelke

[IN SPECIAL DRIVE]

On perusal of record, it is seen that, charge-sheet came to be filed against accused for the offence punishable under section 65(e) of the Maharashtra Prohibition Act. It is the prosecution case that, accused illegally found in possession of 10 bottles Country liquor of worth Rs 700/-. Considering allegations leveled against accused prima-facie case should have been proved by prosecution by furnishing proof that, the muddemal possessed by accused was liquor. Unless filing C.A. report said factum could not be prima-facie proved. On scrutiny of record it appeared that, concern I.O. failed to file report of Chemical Analysis on record. In this backdrop, no purpose would be served to proceed further with matter. Hence, I pass following order.

ORDER

1. The proceeding stands stopped vide section 258 of Criminal Procedure Code, 1973.
2. The accused stands discharged of the offence punishable under section 65(e) of the Maharashtra Prohibition Act.
3. Seized Muddemal liquor be sent to concern State Excise Department for its disposal as per rules.

Date :- 11.03.2026

sd/-
(M.V. Poul)
Judicial Magistrate First Class,
(Court No. 3), Chikhli.