

MHGA080004422024



Presented on : 23/09/2024
Registered on : 23/09/2024
Decided on : 12/03/2026
Duration : 01 Years, 05 Months, 17 Days

**IN THE COURT OF JUDICIAL MAGISTRATE FIRST CLASS,
SIRONCHA, DISTRICT - GADCHIROLI
(Presided over by Unmesh B. Shriram)**

**S.C.C. No.273/2024
Exh. No. 01**

State of Maharashtra, Through
Police Station Officer, **Sironcha**,
Tah. Sironcha, Dist. Gadchiroli.

... **Prosecution**

- **VERSUS** -

1] Hakim Rasul Sayad,
Age : 48 years, Occ. Labour,
R/o. Adimuttapur,
Tah. Sironcha, Dist. Gadchiroli.
2] Taushik Baba Khan,
Age : 27 years, Occ. Labour,
R/o. Bhivapur,
Tah. Chandrapur, Dist. Chandrapur.
3] Ajij Bhalim Sayad,
Age : 45 years, Occ. Labour,
R/o. Adimuttapur,
Tah. Sironcha, Dist. Gadchiroli.

... **Accused**

Appearance:-

Shri. K. V. Tokalwar – Advocate for State.
Shri. F. K. Khan - Advocate for accused.

**ORDER BELOW EXHIBIT NO-1
(Passed on 12/03/2026)**

Accused no.1 to 3 in this case is prosecuted for the offence

punishable under Section 65 (e), 83 of the Maharashtra Prohibition Act.

2] In the present case the accused are consistently absent. The alleged offence took place on 19/01/2024. In spite of various opportunities prosecution and police has failed to secured appearance of accused persons. The present case is only pending due to non presence of accused. Matter is nearly four years old. Hence this is the fit case to stop the proceeding by invoking the provisions of Section 258 of Cr.P.C. Hence, the proceeding is hereby stopped with liberty to prosecution to take the matter on board. Hence, I pass the following order.

ORDER

01. This proceeding is stopped u/s. 258 of Code of Criminal Procedure 1973.
02. The accused no.1 to 3 are discharged from the offence punishable u/s.65 (e), 83 of the Maharashtra Prohibition Act
03. Bail bond of accused no.1 to 3 if any stands canceled.
04. Seized Muddemal i.e., 07 bottle of each Royal Stag Company Whiskey of 02 litter each be sent to Excise Dept. Gadchiroli to be destroyed as per rule after appeal period is over.

Date : 12/03/2026.

(Unmesh B. Shriram)
Judicial Magistrate First Class,
Sironcha.