

MHGO040009902025



SCC No.567/2025

State of Maharashtra

Vs.

Ashish Dindayal Turkar

ORDER BELOW EXHIBIT 1 IN SCC NO.567/2025

As per the directions of the Hon'ble High Court of Bombay, present matter is kept in special drive on 11/03/2026. Accused is chargsheeted for the offence punishable under Section 65(e) of the Maharashtra Prohibition Act.

2. From perusal of record it appears that, summons is issued to the accused for several times. However, the prosecution is failed to secure his presence before the Court. Matter is pending for the appearance of the accused since last Five years. As per Section 281 of the Bharatiya Nagarik Suraksha Sanhita, in any summons case instituted otherwise than upon complaint, the magistrate may for reasons to be recorded by him, stop proceeding at any stage without pronouncing any Judgment and where such stoppage of proceeding is made after evidence of the principal witnesses has been recorded, pronounce a Judgment of acquittal and in any other case, release the accused, and such release shall have the effect of discharge.

3. In present case, from perusal on record it appears that, prosecution is failed to secure the presence of the accused since long. The matter is pending for the same stage since long. Hence, in this situation is seen to be proper to stop the present proceeding under

Section 281 of the Bharatiya Nagarik Suraksha Sanhita. Hence, I pass the following order.

ORDER

1. The proceeding of SCC No.567/2025 is hereby stopped as per Section 281 of the Bharatiya Nagarik Suraksha Sanhita.
2. The accused Ashish Dindayal Turkar is discharged from the offence punishable under Section 65(e) of the Maharashtra Prohibition Act.
3. Seized muddemal property i.e. 06 bottles of foreign liquor of 180 ml each and 12 bottles of foreign liquor of 500 ml each, be sent to Excise Department for disposal as per rules, after appeal period is over.
4. Seized muddemal property i.e. 06 glass and one plastic mug being worthless be destroyed as per rules, after appeal period is over.

Date - 11/03/2026.
Place – Amgaon.

(Sameer Gopal Gunari)
Judicial Magistrate First Class,
Amgaon.