


<p><u>MHKO190004652025</u></p> 	<p><u>ORDER PASSEED BELOW EXH.1</u></p> <p><u>IN</u></p> <p><u>S.C.C No. 193 of 2025</u></p> <p><u>(State of Maharashtra thr. Pl. St. Radhanagari</u></p> <p><u>Vs. Vijay Balwant Kesarkar)</u></p> <p><u>(Date: 10/03/2026)</u></p>
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As per the directions of the Hon'ble Bombay High Court Special drive is conducted today.

2. Perused the record.
3. The chargesheet is filed under Section 65 (e) of the Maharashtra Prohibition Act, 1949. The accused do not remain present before the court. The prosecution has failed to secure his presence. In view of nature of the offence, the basic requirement for prosecution is report of chemical analyzer (CA report). The offence is registered back in the year 2025. The prosecution has failed to file the CA report. In absence of CA report, there is no purpose to keep the case pending. Hence, the following order :

**ORDER**

1. The proceeding for offence punishable u/s. 65 (e) of Maharashtra Prohibition Act is stopped vide Section 281 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. The accused **Vijay Balwant Kesarkar** is discharged from offence punishable u/s 65 (e) of the Maharashtra Prohibition Act, 1949.

3. The seized muddemal be sent for disposal to Excise Department, Kolhapur after termination of appeal period.

Sd/-

Radhanagari

**(N. P. Kakade)**

Date : 10-03-2026

Judicial Magistrate First Class,

(Court No.2) Radhanagari.