

Order below Exh.1 in S.C.C. No. 266/2025

MHLA120008682025



This is a case wherein the accused is alleged to have committed an offence punishable under section 65(e) of the Bombay Prohibition Act. For several times summons issued to accused. But no report received. The police machinery was not successful in fettering whereabouts of the accused. No C.A. report adduced. The matter is kept special Drive. Upon perusal of record, it appears that the present case is of contributory negligence of prosecution. In this circumstances, I do not feel that this case should be kept pending in anticipation of presence of the accused in near future. No purpose would be served by keeping the matter pending in the anticipation of the accused. Therefore, I am of opinion that this is fit case to invoke power under section 281 of the Bhartiya Nagrik Surkasha Sanhita. Hence, I proceed to pass the following order-

ORDER

1.	Case is stopped against accused under Section 281 of the Bhartiya Nagrik Surkasha Sanhita subject to Section 337(5) of the Code of Criminal Procedure.
2.	The accused is discharged from the offence punishable under section 65(e) of the Bombay Prohibition Act vide Section 281 of the Bhartiya Nagrik Surkasha Sanhita.
3.	Bail bonds of the accused is cancelled.
4.	The seized muddemal is worthless, be disposed of as per rules.

Date : 08/05/2026.

(Smt. A. S. Gunjawate)
Judicial Magistrate First Class,
(Court No.1), Nilanga.