

MHNG070005902024



S.C.C. No. 449/2024
State Vs. Dinesh

ORDER BELOW EXH.1
(Passed on 06.05.2026)

The offence punishable u/s. 65-e of the Maharashtra Prohibition Act, 1949 is levelled against the accused. Perused the record. The case was registered on 14.03.2024.

2. The matter is almost two years old and summary in nature. Despite several opportunities since 2024, the prosecution has failed to file C.A. report and secure presence of the accused despite of issuance of summons for several times. There seems no possibility that the prosecution will file C.A. report in future. In such circumstances, in the absence of C.A. report, no purpose will be served in keeping the matter pending. In view of the above discussion, I pass the following order-

Operative Order

1. The proceeding in the present matter is stopped u/s. 258 of the Code of Criminal Procedure, 1872.
2. The accused is released (discharged) for the offence punishable u/s. 65-e of the Maharashtra Prohibition Act, 1949.
3. The seized muddemal i.e. 600 litres *mohaflower sadwa* and 35 liters *mohaflower* liquor be sent to the Collector, Excise Department for disposal as per rules and seized *hathbhatti* tools be sold in the auction and proceeds thereof be deposited to the government after the expiry of appeal period.

Sd/-

(Sneha. R. Jadhao)
Judicial Magistrate First Class,
Katol, Dist.Nagpur

Date : 06.05.2026