

MHNG130012942022



S.C.C. No. 771/2022
State Excise Vs. Shubham
U/Sec. 65(e) of Mah. Prohibition Act

ORDER BELOW EXH.01
(Special Drive dtd. 12/03/2026)

1] Matter is taken up in the special drive arranged as per the directions of Hon'ble High Court and circular issued by Judicial Branch T.W., District Court, Nagpur O.W. No. B-16(2)/04/2026 dated 23/02/2026 for disposing unattended, petty, stale, ineffective and old miscellaneous cases.

2] Perusal of record shows that matter pertains to the year 2022 and is 3 years old. Accused is continuously absent since 03/11/2022. Sincere efforts to secure presence of accused have been taken by issuance of warrants several times. However, the serving officer has failed to serve the warrant on accused. Prosecution has failed to secure presence of accused since 2022. No purpose would be served in keeping the matter pending on record. Considering the nature of offence, I find it appropriate case to invoke powers under Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023. Hence, I pass the following order -

ORDER

- 1) Proceeding is stopped vide Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023.
- 2) Accused is discharged vide Section 281 of Bhartiya Nagarik Suraksha Sanhita, 2023 for offence punishable under Section 65(e) of Maharashtra Prohibition Act.
- 3) Seized Muddemal liquor be sent to State Excise Department for disposal if not done earlier.
- 4) Police papers be kept in File-C in view of Section 337(5) of Bhartiya Nagarik Suraksha Sanhita, 2023.

Ramtek.
Date : 12/03/2026.

(A. A. Shirvalkar)
Judicial Magistrate First Class,
Ramtek.