

MHNG160001932021



Sum.Cri.Case No. 97 /2021

State Vs. Prakash

Order Below Exh.01

(Date 12.03.2026)

01. Perused record and proceeding of the instant proceeding wherein the accused is alleged to be committed an offence punishable under Section 65(e) of the Maharashtra Prohibition Act.

02. On perusal of the record, it appears that, the prosecution fails to secure the presence of witnesses inspite issuance of summons time and again. Today also none of the prosecution's witness appear before the Court. By considering this, I am of the opinion that, there is no likelihood of securing the presence of prosecution's witnesses before the Court. On the other hand, Hon'ble High Court vide E-mail letter No.B(Gen)-1001/2026/223, dated 18.02.2026, directed to undertake Special Drive on the five working days prior to the National Lok Adalat i.e. from 9th March 2026 to 13th March 2026, to dispose off the cases under Section 256 of Code of Criminal Procedure, 1973 (in short Cr.P.C.) and section 258 of Cr.P.C.

03. Hence, it would be appropriate to stop the proceeding against the accused under section 258 of the Cr.P.C. Hence, I proceed to pass following order :-

ORDER.

1. The proceeding of the present case is hereby stopped and

:: 2 ::

accused namely Prakash Mahadeo Dhok, is discharged from the offence punishable under Section 65(e) of the Maharashtra Prohibition Act vide Section 258 of the Cr.P.C.

2. Muddemal property be sent to the Excise Department, Nagpur for disposal as per law.
3. Bail bonds of the accused shall stands canceled.
4. The complaint case is disposed off accordingly.

Date : 12.03.2026.

(**L. M. Pathan**)
Judicial Magistrate First Class,
Mouda