

MHNG160002832021



**Sum.Cri.Case No.144/2021**  
State Vs. Rajkumar

**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. On the previous date also inspite of the service of summons on the prosecutions witnesses namely Kuldip Jagdish Raut and Shyam Rambhau Fukatkar, they failed to appear before the Court to depose for the prosecution. 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 9<sup>th</sup> March 2026 to 13<sup>th</sup> 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 accused namely Rajkumar Jainarayan Jaiswal, 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