

ORDER (BELOW EXH.01)**(Date 13.03.2026)**

The Hon'ble High Court of Bombay vide E-mail letter No. B/Gen./1001/2026/223 dated 18.02.2026 and the Hon'ble District Court, Nagpur vide letter No.217/TW-JB/2026 dated 21.02.20256 have directed to under take Special Drive from 09.03.2026 to 13.03.2026 (working Monday to Friday) to dispose of cases under section 256/ section 279 of BNSS and 258 of Code of Criminal Procedure/section 281 of BNSS. Hence, the instant matter is taken.

2. The instant case is summons case of the year 2021 in respect of an offence punishable under Section 65(e) of the Maharashtra Prohibition Act. The accused is absent since the filing of the charge-sheet. However, despite sufficient opportunity and issuance of summons, the prosecution failed to secure presence of the accused. In the present matter, the C.A. Report is not filed on record. Therefore, there is no likelihood of securing conviction in the present matter. Moreover, the quantity and value of the seized muddemal is very meager. Therefore, considering the non appearance of the accused for a considerable time, it is difficult to proceed with the case. No fruitful purpose will be served by keeping the matter pending. Therefore, this is a fit case to exercise the power of stoppage of proceeding as prescribed under Section 258 of Cr.P.C.. Accordingly, I pass the following order.

ORDER

1. The proceeding is hereby stopped vide Section 258 of Cr.P.C.
2. The accused is released for the offence punishable under section 65(e) of the Maharashtra Prohibition Act.

3. The seized muddemal, if any, be sent to the excise department for disposal as per law and seized amount if any, be credited to the state after appeal period is over.
4. Bail bonds of the accused and his surety if any, stands canceled. Cash security, if any, be forfeited and credited to the government.

Date : 13.03.2026

Sd/-
(N.K. Wankhade)
Judicial Magistrate First Class,
Mouda, District Nagpur.