



ORDER BELOW EXH.01

In view of directions given by Hon'ble High Court special drive is held on today. Accordingly, the present matter is taken on board and kept in Special Drive for disposal.

02. Perused the record. Charge sheet is filed alleging an offence punishable under Section 65(e) of the Maharashtra Prohibition Act. The procedure of summary trial is prescribed for the instant case. The present matter is of the year 2023 i.e. more than 03 years old and pending since long for the appearance of accused. Accused remained absent since long. Since the filing of charge-sheet, the prosecution has failed to file C.A. report on record. Therefore, it appears that no fruitful purpose will be served by keeping the matter on the file of this Court. As even if the presence of the accused is secured, then also in absence of C.A. report, Judgment can't be turned into conviction. So, there is no point to proceed further with the case. Accordingly, the proceeding is liable to be stopped under Section 281 of B.N.S.S. and the accused is entitled for the discharge. Hence, I pass the following order.

ORDER

- 01.** The proceeding is stopped under section 281 of the B.N.S.S. The accused is discharged of the offence punishable under Section 65(e) of the Maharashtra Prohibition Act.
- 02.** The bail bonds of the accused, if any, stands canceled.
- 03.** Muddemal property i.e. liquor and nylon bag be sent to Excise Department for disposal as per rule after appeal period is over.

Date : 10.03.2026.

(S. P. Deshpande)
Judicial Magistrate First Class,
Nashik