



: ORDER BELOW EXH. 01 IN S. C. C. No. 1432/2023 :

Perused the record and proceeding of the case. The present case is pending for appearance of accused. Till today C. A. report is not filed on record. Considering the nature of present case, no purpose would be served by keeping it pending on the file of this Court. Considering the above circumstances, this is the fit case for invoking the powers under section 258 of Criminal Procedure Code. However, the prosecution is at liberty to revive the proceeding on the arrest or securing presence of accused by showing justifiable grounds. Hence, I pass the following order :-

: ORDER :

1. The accused Sunita Chandrabhan Kapase is discharged of the offence punishable under section 65(kh)(d) of the Bombay Prohibition Act, 1949 and proceedings of this case are hereby stopped; vide section 258 of the Code of Criminal Procedure, 1973.
2. The muddemal liquor if not disposed, it may be disposed of as per rule, after appeal period is over.
3. Property seized at the time of seizure panchnama being worthless be destroyed and if it is of worth be sold in public auction and sale proceeds be credited to the Government after appeal period is over.
4. The original police papers be retained in "C" file for their use in the event of reopening the case under Section 300(5) of the Code of Criminal Procedure.

Igatpuri,
Date :- 10.03.2026.

(Aparna C. Rokade)
Judicial Magistrate First Class,
Igatpuri, Dist. Nashik.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are same, word to word, as per the original Order.

Name of Stenographer	: S. G. Sonawane
Court	: J. M. F. C. & C.J.J.D.at Igatpuri.
Date	: 10-03-2026
Order signed by the Presiding Officer on	: 10-03-2026
Order uploaded on	: 11-03-2026