

MHRG030021692023



Sum. Cri. Case No. 1233/2023

(The State through Shri. K. S. Kendre, Deputy Director, Industrial Safety and Health, Raigad Vs. Naresh Suryakant Shah, Occupier of M/s. Blue Jet Health Care Ltd., Mahad)

CNR No. MHRG030021692023

COMMON ORDER BELOW EXH. 1 & 14 IN S.C.C. NO. 1233/2023

01. The present application has been filed for permission to withdraw from the prosecution under Section 321 of the Code of Criminal Procedure. A copy of the State Government's order granting permission to withdraw from the prosecution has been filed by the complainant and is marked as Exh. 15.

02. I have perused the letter issued by the Ministry of Industry, Energy, Labour, and Mining, Mantralaya, Mumbai. Upon perusal, it appears that permission has been granted to withdraw this case.

03. I have also perused the application filed by the complainant. The complainant has contended that the factory management has paid the ex-gratia and compensation amounts to the legal heirs of the deceased workers. The management has also complied with the remedial measures suggested to prevent recurrence of such incidents in the future. Further, the complainant has submitted a statement detailing the

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compensation and ex-gratia amounts paid to the legal heirs of the deceased workers. Upon perusal of the application and the letter regarding the withdrawal, it appears that the management has complied with the provisions of the Act; therefore, permission may be granted for withdrawal.

04. In view of the above, permission is granted to withdraw from the prosecution. It appears that the case is still pending for the plea of the accused. Therefore, considering the provisions of section 321 of the Code of Criminal Procedure, the accused can be discharged of the offence. Accordingly, I pass the following order.

ORDER

1. The accused is discharged vide section 321(a) of the Code of Criminal Procedure.
2. The proceeding stands disposed off accordingly.

Alibag.
Date : **08/05/2026**.

(**M. B. Attar**)
Chief Judicial Magistrate,
Raigad Alibag