

ORDER BELOW EXH.01

The case is listed today for special drive. Perused the record. Charge-sheet against the accused for offence punishable under section 65(E) of Maharashtra Prohibition Act 1949 is filed by Investigation Officer on 20.08.2024, however, no chemical analyze report to prove liquor found in possession of the accused is filed with charge-sheet. Without report of Chemical Analyze Laboratory, it will not be fruitful by proceeding in present case, case will not be resulted in conviction of the accused. Even after 1 year & 6 months from filing the charge-sheet such report is not filed. Resultantly, no purpose would serve to continue with such proceeding. Hence following order is passed.

ORDER

1. The present proceeding is hereby stopped under section 281 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
2. The accused is acquitted of an offence punishable under section 65(E) of Maharashtra Prohibition Act 1949 vide section 281 of the Bharatiya Nagarik Suraksha Sanhita, 2023.
3. The original police papers be retained in 'C' file for their use in the event of reopening of the case under section 337(5) of the Bharatiya Nagarik Suraksha Sanhita, 2023.
4. Muddemal if any, be disposed as per rules.
5. Case stand closed.

Date : 12.03.2026
Place : Roha

(S. V. Khaire)
Judicial Magistrate First Class, Roha.