

MHRG100002702025

**ORDER BELOW EXH. 1 IN S.C.C. No. 170/2025**

(State of Maharashtra Vs. Sushant Chandrakant Malusare)

The Hon'ble High Court has directed to undertake Special Drive on working days i.e. 09th February, 2026 to 13th February, 2026 and dispose of the cases under section 279 of BNSS, 2023 (256 of CrPC) and 281 of BNSS, 2023 (258 of Cr.PC) vide its letter bearing No. B(Gen)-1001/2026/223 dated 18th February, 2026. This case is pending since year 2025. The accused Sushant Chandrakant Malusare is prosecuted for the offence punishable under Section 65(e) Bombay Prohibition Act in Crime No. 138/2024 by State Excise Department, Mahad. On perusal of record it seems that inspite of giving sufficient opportunity, the prosecution failed to file the report of chemical analysis.

2. On the perusal of record it seems that it is the fit case to proceed under Section 281 of BNSS, 2023. Hence, I proceed to pass the following order.

: ORDER :

1. The accused is discharged and the proceeding against him is stopped under Section 281 of BNSS, 2023 for the offence punishable under Section 65(e) of the Bombay Prohibition Act.
2. The seized muddemal specifically described in chargesheet is hereby directed to send to the Superintendent of Excise, Raigad-Alibag, for disposal, as per rule.
3. His bail bond stands cancelled.

(Pronounced in Open Court)

Mahad,
Date : 12/03/2026

(U. M. Jadhav)
Judicial Magistrate, First Class,
Mahad, Dist. Raigad.

: CERTIFICATE :

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

Name of Court :- Mr. Uday Mahadev Jadhav,
2nd Jt. Civil Judge (J.D.) and
Judicial Magistrate First Class,
Mahad, Dist. Raigad-Alibag.

Name of Stenographer :- Mr. B. T. Deshmukh

Date of decision / typed :- 12/03/2026

Judgment/order signed by :- 12/03/2026
the P.O. on

Judgment/order uploaded :- 12/03/2026
on