

MHRG100005872023

**ORDER BELOW EXH. 1 IN S.C.C. No. 278/2023**

(State of Maharashtra Vs. Kanta Kisan Kachare &amp; 1)

The Hon'ble High Court has directed to undertake Special Drive on working days i.e. 09<sup>th</sup> February, 2026 to 13<sup>th</sup> 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 18<sup>th</sup> February, 2026. This case is pending since year 2023. The accused Kanta Kisan Kachare and Suresh Kondu Gore are prosecuted for the offence punishable under Section 65(e) Bombay Prohibition Act in Crime No. 32/2023 by Mahad Taluka Police Station. 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. In the present case principal witness is not examined. Hence, I proceed to pass the following order.

**: ORDER :**

1. The accused are discharged and the proceeding against them 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. Their bail bond stands cancelled.

*(Pronounced in Open Court)*

Mahad,  
Date : 09/03/2026

(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,  
2<sup>nd</sup> 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 :- 09/03/2026

Judgment/order signed by :- 09/03/2026  
the P.O. on

Judgment/order uploaded :- 09/03/2026  
on