



Order below Exh. 1 in S.C.C.NO.390/2022
(State of Maharashtra V/s Sandesh Hiru Tambe)
CNR NO. MHRG130007322022

01) This is a summons case instituted on police report for an offence punishable under section 65(e) of The Maharashtra Prohibition Act, 1949. Case is 4 years old.

02) Perused the record and proceedings. The alleged offence is committed on 22/11/2022. The chargesheet is filed on 14/12/2022. However, thereafter, prosecution failed to secure the presence of accused & witnesses to conduct the case. The case is not being conducted due to absence of accused and witnesses. The matter is pending since last 04 years. Besides, today, there is a 'Special Drive' in order to dispose off the such type of matters.

03) In these circumstances, in instant case, it will be just, legal and proper to invoke the powers conferred under section 258 of code of Criminal Procedure, 1973. Hence, I proceed to pass following order.

ORDER

- 1) The proceeding is stopped vide section 258 of the Code of Criminal Procedure, 1973.
- 2) The accused is released as discharged of the offence punishable under section 65(e) of Maharashtra Prohibition Act, 1949 vide section 258 of Code of Criminal Procedure, 1973.
- 3) The bail bonds furnished by the accused is canceled. His surety stands discharged.
- 4) Seized Muddemal be forwarded to the State Excise, Raigad-Alibag, in order to destroy as per rules after the appeal period is over.

Date. 12/03/2026

(S.K.Shaikh)
Judicial Magistrate F.C.
Shrivardhan