



**ORDER BELOW EXH.1**

The present case is pending since long back. However, presence of the witnesses is not secured despite diligent efforts. The C. A. report is also not on record. Hence, I do not think that, there is any justifiable reason to keep the case pending on the board. There are specific directions of Hon'ble High Court to dispose of old cases on top priority and invoke power under section 258 of the Cr.PC. in appropriate cases. According to me, it is a fit case to use the discretion, when there is no likelihood that, the accused will be brought before the Court. Hence, I pass the following order :-

**ORDER**

- 1- The proceeding against the accused is stopped vide Section 258 of Criminal Procedure. The accused is discharged of the offence Punishable under Section 65 (d) of the Maharashtra Prohibition Act, 1949, 51-b of Disaster Management Act, 2005 and 188 of Indian Penal Code.
- 2- Muddemal property i.e. liquor be sent to Excise department for disposal according to law after appeal period.

Date : 12.03.2026

( M.A.Kulkarni )  
Judicial Magistrate, F.C.,  
Kavathe Mahankal

## Certificate

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

Name of the Stenographer	:	Mrs. J. A. Salunkhe. (Stenographar grade - III)
Court	:	Jt. C.J.J.D. and J.M.F.C., Kavathe Mahankal.
Date	:	12.03.2026
Order /judgment signed by PO. on	:	12.03.2026
Order /judgment uploaded on	:	12.03.2026