



ORDER BELOW EXH – 01 IN SCC NO. 79/2025

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 281 of Bhartiya Nagarik Surksha Sanhita, 2023. 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. Proceeding is stopped in view of Section 281 of Bhartiya Nagarik Surksha Sanhita, 2023. Accused is Acquitted.
2. Muddemal be forwarded to office of State Excise office, Miraj.
3. Remaining muddemal i. e. 1 plastic pauch worthless, be destroyed after appeal period.
4. Proceeding is thus closed.

Date :- 09.12.2025

Place :- Kavathe Mahankal

(Mahesh A Kulkarni)
Jt. Judicial Magistrate First Class.

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	:	09.12.2025
Order /judgment signed by P.O. on	:	09.12.2025
Order /judgment uploaded on	:	10.12.2025