

MHTH170008392021



ORDER BELOW EXH. 01 IN S. C. C. NO. 416/2021

As per order of Hon'ble High Court and letter of Hon'ble District Court, this special drive is taken. The case is pending since long time. Summons issued against accused time to time. The record shows that the case is filed under the Maharashtra Prohibition Act. The accused is absent since long. The muddemal of Rs. 1650/- is involved. The C. A. report is not on record, also prosecution failed to secure the presence either of the accused or any of the witnesses. In such circumstances, considering the evidence on record there is the least possibility of getting success to the prosecution after taking the evidence. Therefore, there is no need to keep the case pending further five years together. The seized plastic can needs to be sold in the scrap and proceed thereof needs to be deposited in the government treasury. Hence, following order.

ORDER

1. The proceeding is stopped under Section 258 of the Code of Criminal Procedure.
2. The accused is discharged of the offence punishable under Section 12, 65 (a) (e) and 90 of the Maharashtra Prohibition Act, 1949.
3. Muddemal property, being worthless, be destroyed, after appeal period is over.
4. The seized plastic can be sold in the scrap and proceed thereof be deposited in the government treasury.
5. The seized vehicle if not handed over to original owner be hand hover to the original owner after due verification after appeal period is over.
6. Bail bond of the accused stand cancelled.

Date: 13.03.2026
Place: Palghar

Sd/-
(Sujata R. Bandal)
Judicial Magistrate First Class,
Palghar.