

Spl.C.(Drug C.)No.1/2018
CNRNo.MHWR01-002341-2018

Order Below Exh.13

Perused application and reply. Counsels are absent to make submissions in support of or against application.

2. The learned CJM after recording evidence before charge, on 05.05.2018 below Exh.34 framed charge against accused. Thereafter, on 27.11.2018 learned CJM passed order below Exh.1 for committal of case to Court of Sessions, having realized that section 32(2) of Drugs and Cosmetics Act 1940 is triable by Court of Sessions.

3. In view of fact that case is committed to Sessions Court and that charge is framed by learned Magistrate, it is necessary to again frame charge against accused in the Court of Sessions. After framing of charge in Sessions Court, prosecution is at liberty to examine further witnesses. Hence, following order is passed.

Order

Application is rejected to extent of relief of not reframing charge of accused.

Date – 04.01.2024

Sd/-
(V.P. Adone)
Additional Sessions Judge,
Wardha.