



**Order below Exh. 01 in SCC No.11/2017**  
**State Vs. Rakesh Sontakke**

- 1) This is a summons case instituted on police report for an offence punishable under section 65(e) of The Maharashtra Prohibition Act, 1949.
- 2) Perused the record and proceedings. Charge-sheet is filed. Thereafter, prosecution failed to secure the presence of accused to conduct the case. The case is not being conducted due to absence of accused. The matter is pending since 08 years. Besides, today is a special drive where by this court has been informed by the Hon'ble High Court to dispose off the such type of matters.
- 3) 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 u/s.258 of the code of Criminal Procedure.
2. Accused is discharged u/s. 258 of the Cr.P.C.
3. Seized muddemal property i.e. bottles of country liquor be sent to Excise Department for disposal as per rule.

Date : 12/03/2026

**( A. B. Birdar )**  
Judicial Magistrate First Class,  
(Court No.2), Wani.