



ORDER BELOW EXH.01 in S.C.C. No.775/2021
State of Maharashtra thr. State Excise Dept. Wani Vs.Suresh
Namdev Buradkar

1) In view of the permission sanctioned by the Honorable Registrar (Inspection-I) High Court (Appellate Side) Bombay, vide No. B(Gen.)-1001/2026/2023, dated 18/02/2026 and the directions issued by the Honorable Principal District and Sessions Judge, Yavatmal, vide O.W.No.-1110/Statistic/2026, Dated 20/02/2026, I have been empowered to conduct Special Drive and to dispose of suitable matters u/Sec.256 and 258 of the Code of the Criminal Procedure, 1973 and Section 269 and 281 of Bhartiya Nagarik Suraksha Sanhita, 2023. Accordingly, the matter is kept in Special Drive.

2. The accused is facing trial for the offence punishable under **Section 65(e) of the Maharashtra Prohibition Act**. The nature of proceeding is of summary and liable to be disposed of within six months from the date of filing charge-sheet. The record shows that, the case is for return of summons of the accused. The prosecution failed to secure presence of the accused in spite of granting more than sufficient opportunities. The case is pending since more than **04** years. In view of the above mentioned directions, being a stale and ineffective matter since long, it deserves to be disposed of. Hence, I pass the following order;

ORDER

- 1) The proceeding is stopped under Section 258 of Code of Criminal Procedure.
- 2) The accused is discharged from the offence punishable under **Section 65(e) of the Maharashtra Prohibition Act** vide Sec.258 of Cr.P.C.
- 3) **Seized 45 bottles each of 180 m.l. of country liquor** be sent to the State Excise Department, Wani after appeal period is over for disposal according to law.

Place: Wani
Date : 12/03/2026.

(Shahaji D.Bhosale)
Judicial Magistrate (First Class),
Court No.1, Wani.