

ORDER BELOW EXH. 01

Accused is / are prosecuted for the offence(s) punishable under the Cigarettes and Other Tobacco Products Act. Charge-sheet is filed in Court for said offence(s).

2. Perusal of record shows that, prosecution has failed to secure presence of accused till date and no steps are taken. The matter is old and pending idle since long. The Hon'ble Bombay High Court has issued directions to conduct “*Special Drive during 22nd to 26th July, 2024*” to reduce pendency of Petty unattended matters.

3. Alleged offences are petty in nature. Further, on account of apparent failure on the part of prosecution, there is no likelihood of securing presence of accused in near future. Thus, in my view, no purpose would suffice by keeping the matter pending.

4. Considering reasons mentioned above, in my view, present case fits the criteria. Hence, I find it just & proper to invoke powers under Section 258 of the Code of Criminal Procedure and stop the proceedings. Accordingly, I proceed to pass following order :

ORDER

1. The proceeding is hereby stopped *vide* Section 258 of the Code of Criminal Procedure & accused is / are released.
2. Bail bonds of accused, if any, stand cancelled and they are set to liberty.
3. Case be disposed off accordingly.

Date :
Place : Pune

(Vickrant P. Khandare)
Judicial Magistrate First Class, Pune.
(Court No. 6)