

CNR-MHPA120003682024

**ORDER BELOW EXH.1 IN****S.C.C. No. 173/2024****The State -Vs- Nirmla Gaikwad**

Present charge-sheet is filed on 06/05/2024, alleging that the accused has committed an offence punishable under Section 65(e) of Maharashtra Prohibition Act.

02) From the date of filling of charge-sheet, it is pending for securing presence of the accused. Number of times summons has been issued. But, all in vain. Admittedly, age of the matter is more than 02 years. Sufficient opportunity is already given to police machinery, to secure her presence. Moreover, report of chemical analysis is not on the record. Considering age and stage of the matter, no purpose would be served, by keeping matter pending again and again on same stage. Hence, in the light of above said discussion and considering age of the matter following order is passed.

ORDER

A) Proceeding of the present case is hereby stopped and the accused is hereby released of the offence punishable under Section 65(e) of Maharashtra Prohibition Act vide Section 258 of the Code of Criminal procedure.

B) The seized property, excluding bottle forwarded for chemical analysis, be forwarded to the State Excise Department, Parbhani for disposal in accordance with the law.

(Pankaj M. Bidada)

Date:- 05.08.2026.

Addl. Chief Judicial Magistrate,
Gangakhed.