

S.C.C. No.13371-2020
State Vs. Abhishek Chandrakant Raut and oth.
Order Below Exh. 1

1. Present matter is kept under Special Drive Programme as per the letter of Hon'ble District & Sessions Court, Nagpur vide O.W. No. 858/TW-JB/2023 dated 01.08.2023 for disposing unattended, petty, stale, ineffective and old miscellaneous cases.

2. The case is filed for the offence u/s. 85(1) of the Maharashtra Prohibition Act. Roznama shows that summons were issued to them. But, they does not appear. The prosecution has not taken steps for securing presence of the accused and witnesses. Case is summary in nature. Therefore, considering all the above discussion, I am of opinion that, no purpose will be served by keeping matter pending henceforth for uncounted years without any progress. Hence, I pass following order.

ORDER

1. Proceeding is stopped as per provisions of section 258 of the Cr. P.C.
2. The accused are released from the offence punishable u/sec. 85(1) of the Maharashtra Prohibition Act, having the effect of discharge.
3. Cash security deposited by accused if any be forfeited and credited to State Government after appeal period.
4. Case stands disposed off.

Date : 06.09.2023

(A.A. Babar)
J.M.F.C., Corporation Court No. 2,
Nagpur.