

IN THE COURT OF METROPOLITAN MAGISTRATE,
36th COURT MUMBAI CENTRAL, MUMBAI.

C. C. No. 15/PS/2022.

ORDER BELOW (EXH.-1)

1. Today, the special drive is organized as per the directions of the Hon'ble Bombay High Court vide **letter no. B(Gen)-1001/2023/3, dated 03/01/2023** to dispose off old and ineffective matters. In my view, this is a fit case where resort can be taken to the provisions of section 258 of Cr.P.C. to stop the further proceeding.
2. In the present case, the accused is charged with the offences punishable u/s 65 (a) (e) of the Maharashtra Prohibition Act. There is no C.A. report on record in respect of the seized contravened article. Therefore, even with the evidence of the prosecution witnesses the accused is liable to be acquitted. In the circumstances, no good purpose would be served by keeping the case pending any more. Hence the order.

ORDER

- 1 The proceeding against the accused is hereby stopped vide section 258 of Cr.P.C.
- 2 Accused is discharged. Bail bonds, if any, of the accused stands cancelled.
- 3 Seized muddemal articles be confiscated to the State for disposal according to law and other article i.e. sag bag be destroyed after appeal period is over.
- 4 Warrants issued if any be returned.

Sd/-

(B. K. Gawande)

Metropolitan Magistrate,
36th Court, Mumbai Central,
Mumbai.

Date : 08/02/2023.
ASS.

