

ORDER BELOW EXH. 1 IN S.C.C. No. 49884/2020

1. The present case is put up before this court in the Special Drive as per the directions of the Hon'ble Bombay High Court vide letter O.W.No.1001/2025/1684 dated 02/09/2025 and District legal services authority pune, vide letter O.W.No.1113/2025 dated 03/09/2025.
2. Perused Roznama. I have gone through the record of the case. It reveals from the record that case is pending since 2020. This is a summary criminal proceeding initiated against the accused for offences punishable under section 4, 21 of Cigarette and Tobacco Act, which should be tried speedily. The matter is pending since long and not proceeding further. Moreover, prosecution failed to secure the presence of accused.
3. The possibility of securing the accused's presence in the near future appears impossible. As the matter is petty old, pending without any progress and ineffectively. No purpose would be served by keeping the matter pending for an indefinite period. Therefore, I found a reason to stop the proceeding at this stage. Hence, accused is/are entitled to be released under section 258 of The Code of Criminal Procedure 1973. Hence following order.

:- ORDER :-

Proceeding is hereby stopped u/Section 258 of the Code of Criminal Procedure 1973.

Accused is released of the offences punishable under sec.4, 21 of Cigarette and Tobacco Act.

Bail bonds if any filed by accused is/are hereby cancelled. Cash security if any be credited to state.

Seized muddemal if not released on supurtnama, be disposed of as per rules after the appeal period.

Date : 11/09/2025.

(Alamodi. U.S.M)
Judicial Magistrate First Class,
AC Court, Pune.