IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

946 CRIMINAL APPLICATION NO. 3142 OF 2026

Bapusaheb Alias Amarsingh Sudhir Jorvekar
VERSUS
The State Of Mahrashtra And Another
.....

Mr. S. S. Dixit, Advocate for Applicant.

Mr. C. V. Bhadane, APP for Respondent – State.

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CORAM : SUSHIL M. GHODESWAR, J.

DATE : 28 OCTOBER, 2026

PC:

1. Heard Mr. Dixit, learned counsel for applicant, and Mr. Bhadane, learned APP for the State. Respondent No.2, being a Police Constable who lodged the complaint in his official capacity, is also represented by the learned APP.

2. The applicant is praying for quashing and setting aside charge-sheet submitted in pursuance of Crime No. 341 of 2023, dated 29 May 2023, registered with Sangamner Taluka Police Station, District Ahmednagar. The said crime came to be registered for the offence punishable under Section 65(e) of the Maharashtra Prohibition Act, 1949. Respondent No.2/Police Constable, lodged the report on 29 May 2023, stating therein

that, when he was present on duty, on the basis of secret information, he raided the spot at 17:00 hours on 29 May 2026 and found that two accused persons, including the present applicant, namely, Bapusaheb @ Amarsingh Sudhir Jorvekar, aged about 20 years, and Bhaskar Gitaram Barde, aged about 32 years, were possessing 10 bottles of country-made liquor, each containing 180 ml, and selling the said illicit liquor without having any permit of trading. Therefore, respondent No.2 registered Crime No. 341 of 2023 for the offence punishable under Section 65(e) of the Maharashtra Prohibition Act.

3. At the outset, Mr. Dixit submits that other identically placed accused, namely, Bhaskar Barde, came to be acquitted after trial vide order dated 25 August 2025 passed by the learned Judicial Magistrate First Class, 4th Court, Sangamner, District Ahmednagar, in S.C.C. No. 134 of 2024. He submits that since the co-accused having the same incriminating role has been acquitted by the Trial Court, the applicant may also be granted the same relief on the ground of parity by quashing the proceedings registered against him.

4. Mr. Bhadane, learned APP for the State, does not dispute the admitted position on record that the co-accused, Bhaskar Barde, has been acquitted by the Trial Court vide judgment dated 25 August 2025 after

recording the evidence on merits.

5. In that view of the matter, the Criminal Application is allowed. Crime No.341 of 2023 and R.C.C. No. 134 of 2024 are hereby quashed and set aside.

(SUSHIL M. GHODESWAR, J.)

Kiran Kawre