

MHAU030154362021



Cri.M.A. No./3490/2021

**ORDER BELOW EXH. 01.**

**Baig Iftexhar Ullah Baig Saidullah Vs. Taha Imtiyaz and others**

The complainant has filed this application to register F.I.R under Sections 406, 417, 419, 420, 465, 467, 468, 471, 120-B read with 34 of I.P.C and Section 66-d, 74 of Information and Technology Act and direct an investigation against accused No.1 to 3 through P.I. City Chowk Police Station Aurangabad under 156(3) of Code of Criminal Procedure. I have perused application affidavit and documents filed on record. On going through the application and contents therein it appears that, the applicant is seeking investigation u/s 156(3) of Cr.P.C. for an offences punishable Sections 406, 417, 419, 420, 465, 467, 468, 471, 120-B read with 34 of I.P.C and and Section 66-d, 74 of Information and Technology Act which is based on the documentary evidence. Further it appears that, the said all the documents with respect to the offence which applicant is alleging has been filed on record. Therefore, in such circumstances investigation by police appears to be not necessary. Hence, considering all above aspects it appears that, no case is made out under Section 156(3) of Cr.P.C. Hence, I pass following order.

**ORDER**

1. The prayer of investigation through police under Section 156(3) of Code of Criminal Procedure stands rejected.
2. This complaint be kept for verification.

Date:-29/03/2022

(Shri. A.N. Mane)  
2<sup>nd</sup> Judicial Magistrate  
First Class, Aurangabad.

CERTIFICATE

I affirm that the contents of this P.D.F. file are same word for word as per original order.

Name of Stenographer : Shri. Kiran S. Ghuge (Grade III)

Court Name : 2<sup>nd</sup> Jt.C.J.J.D. & J.M.F.C.,  
Aurangabad.

Date : 29/03/2022

Signed by presiding officer on : 29/03/2022

Uploaded on : 30/03/2022