

MHBU100002712024



R.C.C. No. 16/2024

State

Vs.

Jagan @ Jaggu Ramchandra  
Narkhede

**Order below Exh.366**

01. Perused the application and say filed thereon. Heard Learned APP and respective Counsels for the accused.

02. From the application it appears that the prosecution is intending to produce original documents such as cheque and cheque return memo on record as same are required to be proved. The defence has taken objection mainly on the ground that if the original were available with the witness, why Investigating Officer has not seized during investigation. There is no proper reason assigned in the application in that regard. Thus, they prayed to reject the said application.

03. From the record it is noticed that the Investigating Officer seized the xerox copies of the said cheque and cheque return memo. Thus, both the documents which prosecution is now intending to produce are the part of final report. Necessary opportunity needs to be given to the prosecution to prove the concern documents. Merely, the Investigating

Officer has not seized the original earlier during investigation from the witness cannot be a ground for prosecution for not allowing it to be produced on record at this stage. Moreover, it is not disputed by the any of the accused that the copies of the aforesaid documents was not supplied to them earlier. Therefore, I find no substance in the submission advanced by the Learned Counsels for the accused. As such no prejudice would be caused to the accused, if the said documents are allowed to be produced on record. Hence, I pass the following order-

**Order**

Application is allowed.

( P.S.Thakare )  
Judicial Magistrate F.C.,  
Malkapur.

Date : 28/01/2026

## CERTIFICATE

I affirm that the contents of this <a href="#">P.D.F.</a> file order is same, word to word, as per the original order.	
Court	J.M.F.C. Court No.1, Malkapur
Date	28/01/2026
Order signed by the presiding officer on	28/01/2026
Order uploaded on	28/01/2026