



Sessions Case No. 35/2025
State X Nilesh Rathod
CNR-MHBU11-000713-2025

ORDER BELOW EXH. 01

Accused is present along with his Advocate. Ld. A.P.P. opened the prosecution case under Section 249 of the Bharatiya Nagarik Suraksha Sanhita, 2023, by describing the charge brought against the accused and stated by what evidence he proposes to prove the guilty of the accused. Accused had not preferred any discharge application till this date.

2. I have heard Ld. A.P.P. and the Ld. Advocate for accused. I have gone through the record and documents therewith. After hearing the submissions of accused and the prosecution in respect of framing of the charge, I am of the opinion that there are sufficient grounds for presuming that accused has committed the offence punishable **under Sections 109(1) Bharatiya Nyaya Sanhita, 2023** and the offence punishable under Section 109(1) of the B.N.S., 2023 is exclusively triable by this Court. Therefore, the charge shall be framed vide the provisions of Section 251 of the Bharatiya Nagarik Suraksha Sanhita 2023, for the said offence.

Malkapur.
Date – 11/03/2026.

(Purushottam B. Jadhav)
Additional Sessions Judge,
Malkapur.
