

MHKO030039612023



Cri. Misc. Appln. No. 470/2023

Rajendra Vasant Bhasme
Vs.
Lakhansing Samshersing Kalani

Order below Exh. 01

{Passed on 21st April, 2023 }

1. Heard the learned counsel of the complainant. The complainant counsel prayed that order under Section 156 (3) of Code of Criminal Procedure be issued and matter be sent to **Shahupuri Police Station** for registration of the crime and investigation under **Section 420, 467, 468, 471 r/w 34 of I.P.C. Act.**

2. Perused the complaint, it appears that Sandeep Uchadev Singh and his parents are not staying in society since 2005. The accused No.1 got executed Sale deed in his favour by pretending someone else as Sandeep Uchdev Singh. The accused No.2 and 3 are witnesses to Sale Deed dated 21/03/2022 and accused No.4 and 5 identified Sandeep Uchdev Singh and accused No.1. Further, the accused No.1 to 5 prepared false documents in favour of the accused No.1. Its prima facia clear that cognizable offence is committed. Thus, it is clear that detailed investigation is necessary. The said investigation can only be done through Police machinery. The Complainant has filed affidavit in support of his contentions in the compliant. The Complainant has fulfilled all the pre-requisite before passing order **Section 156(3)** of Cr.P.C. Thus, it would be proper to refer the matter for investigation under **Section 156(3)** of the Code of Criminal Procedure. Hence, the Order-

Order

1. The application is allowed and Shahupuri Police Station is directed to investigate the crime under **Section 156(3)** of Code of Criminal Procedure.

2. The Complainant shall file a certified copy of the Complaint so, as to forward it to the concern Police Station for further action.

Date: 21/04/2023
Place: Kolhapur

(Smt. M.D. Khasnis)
Judicial Magistrate F.C., Court No. 6
Kolhapur.