


<p><u>MHKO190003172021</u></p> 	<p><u>ORDER BELOW EXH No.1</u> <u>IN S.C.C No. 94/2021.</u> (State of Maharashtra Thr. Police Station Radhanagari Vs. Sunil Mahipati Chougale etc. 2) (Passed on 17/02/2025)</p>
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Perused the record. Charge-sheet is filed against accused No.1 Sunil and 2 Bajirao for offence punishable under sections 188, 272 and 273 of Indian Penal Code (in-short IPC) and section 59 of Food Safety and Standards Act, 2006.

2. As per mandate of section 195 of Code of Criminal Procedure (in-short Cr.PC), in order to take cognizance of offence punishable u/s 188 of IPC, the written complaint of concerned public servant or of some other public servant to whom he is administratively subordinate is necessary. However, no such written complaint is filed. Therefore, cognizance of offence punishable u/s 188 of IPC cannot be taken.

3. There is sufficient material on record to proceed against both the accused for offence punishable u/s 272 and 273 of IPC along with section 59 of Food Safety and Standards Act, 2006. Hence, the following order:

ORDER

1.	Issue process against accused No.1 and 2 for offence punishable u/s 272 and 273 of Indian Penal Code and
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	section 59 of Food Safety and Standards Act, 2006.
2.	Cognizance of offence punishable under section 188 of Indian Penal Code is not taken.

sd/-

Radhanagari

(N. P. Kakade)

Date : 17/02/2025.

Judicial Magistrate First Class,
Radhanagari.