



**Order Below Exh.No.1 in R.C.C. No. 340/2025.**

**Ajaykumar Makne**

**V/s.**

**Shivaji Bhandare & 11 others**

This is an application filed under section 156(3) of Cr.P.C.. The complainant present along with his advocate and is praying for registering FIR and sending the matter to Aurad Shahajani Police Station for investigation under section 156(3) of Cr.P.C. The alleged offences are punishable under section 323,324,395,452,504,506 r/w 34 of IPC.

2. Heard, the applicant. Perused the application along with documents filed at Exh.03. Prima facie, there is allegation of cognizable offences against the accused no.1 to 12 which is supported by affidavit and document on record. The Ld. Adv. for applicant argued that for collecting the evidence and recording statement of witnesses and for detail investigation as alleged in this case, the investigation under section 156(3) of Cr.P.C. is required.

3. The Ld. counsel relied on observation of Hon'ble Bombay High Court in Criminal Writ Petition No.746/2022 and 1309/2018. and M.Subramaniam & Anr. Vs S Janki & Anr(2020) 16 SCC 728 The documents and observation in the above judgment reveals that cognizable offence have been committed and therefore detail investigation is required which can be done by police machinery. Therefore the application find on behalf of complainant under section 156(3) of Cr.P.C. is allowed and the copy of the complaint along with documents are sent to the concern police station and he is directed to registered the FIR and conduct investigation in the manner on the basis of the facts mentioned an after completion of investigation to file charge-sheet or final report.

4. Perused the application. It reveals that the accused no.1 to 12 entered illegally in the house of informant and assaulted him by means of pipe, sticks, knife, rod, and Axe. They threatened him for Rs. 15,0000/- and to relinquish the possession of house property. They assaulted him by means of fists and kicks. The complainant on oath stated all the illegal acts of accused no.1 to 12 which prima facie gives material that the investigation by police is required in that respect. These offences are cognizable. It reveals that cognizable offence have been committed by accused and therefore detailed investigation is required which can be done by police.

5. Therefore, the application filed by complainant under Section 156(3) of Cr.P.C. is allowed and the copy of complaint along with documents are sent to the concern police station and he is directed to register the FIR and conduct the investigation in the manner on the basis of facts mentioned and after completion of investigation to file charge-sheet or final report. Accordingly, the application is disposed off.

Nilanga.

(Smt.A.S.Gunjawate)

Date – 30/05/2026.

Judicial Magistrate First Class (Court No.1)

Nilanga.