

**IN THE COURT OF ADDITIONAL CHIEF JUDICIAL MAGISTRATE,  
NAGPUR.**

**Misc.Criminal Case No.3319/2024**

**Nilima Kishor Jadhav and ors.**

**-Vs-**

**Kanchan Sachin Jadhav and ors.**

**ORDER BELOW EXH.1**

(Passed on 22<sup>nd</sup> day of January, 2025)

Present complaint is filed against accused No. 1 to 7 for offences punishable u/sec. 379, 427, 448, 451, 294, 504, 506(2) read with 34 of Indian Penal Code (Hereinafter referred to as the 'I.P.C.'). The verification of the complainant on oath by the complainant no.1 Nilima Kishor Jadhav is filed on record.

2. Heard the learned advocate for the complainant. Perused the record.

3. The case of the complainant in short is as under:

The accused no.1 is the daughter-in-law of both the complainants. Accused no 2 to 5 are relatives of accused no.1. Accused no. 6 is friend of accused no. 4 and 5. Accused no.7 is well acquainted with accused no.1 to 5. The marriage of the complainant's son Sachin was solemnized with accused No.1 on 07.02.2021. Thereafter, Sachin and accused no.1 stayed with complainants in house belonging to them for about 21 months. Thereafter, on 16.11.2022 Sachin and accused no.1 shifted in the rented premises by executing leave and licence agreement. Sachin at presently stays there. On 29.01.2022 accused no.1 gave birth to girl child. Thereafter, after matrimonial dispute between Sachin and

accused no.1, on 29.01.2023 accused no.1 left the said house. On 16.02.2024 at about 8 to 8.30 am accused No. 1 to 7 came at complainant's house, when complainant no.1 was sweeping the courtyard. The accused forcefully entered the compound gate and house and abused complainant in filthy language. Complainants informed to Sachin who further informed to Ajni police station about the incident.

4. A constable of Ajni PS came to complainant's house and directed them to visit police station. When complainants went to police station, accused No.1 to 7 broke open the lock and when complainants returned, accused no.1 to 7 abused them in filthy language and threatened to kill. Therefore, complainants again visited to police station to report the incident. However, police officials directed them to wait till 6 pm. During that period, accused No.1 to 7 again forcibly entered the complainants house by breaking open the front door and also broke open the Almirah/Wardrobe and took away Rs.25,000/- cash. Thereafter, complainants have lodged report to Ajni PS. on 18.02.2024 and copy of it was forwarded to DCP Nagpur on 19.02.2024, but NC came to be registered by police. Due to that the accused No.1 continued in the possession of house belonging to complainants.

5. Thereafter, on 21.02.2024, complainant No.2 installed 5 CCTV cameras in the house property, but CCTV camera No.5 was damaged on 20.03.2024 by accused No.1. Complainants have again lodged report to Ajni PS. regarding said incident, but police officials have registered NC report. Thereafter on 11.03.2024, complainants

filed report to office of Police Commissioner Nagpur City, but no cognizance was taken thereon.

6. It is also brought on record that the matrimonial disputes between the parties are pending in different courts. The version of complainant No.1 is in consonance with her complaint. Moreover, document No.7 shows Police complaint dated 18.02.2024 about the incident dated 16.02.2024 that took place in the morning as averred in the complaint. It is seen from document No.8 that N.C. No. 325/2024 was registered for the incident dated 18.02.2024. Document No.9 i.e. N.C. No. 338/2024 pertains to incident dated 21.02.2024. Document No.10 is the copy of complaint addressed to Commissioner of Police by the complainants mentioning all the incident. However no cognizance was taken. This material is enough to hold that there exists sufficient grounds for issuance of process for alleged offences except Section 294 of IPC. Thus, issue process against all the accused for offences punishable u/sec. 379, 427, 448, 451, 504, 506(2) read with 34 of Indian Penal Code. Accordingly, I pass the following order :-

ORDER

1. Issue process against all accused persons vide section 204 of Cr.P.C. for the offence punishable u/sec. 379, 427, 448, 451, 504, 506(2) read with 34 of Indian Penal Code.
2. It be tried as Regular Criminal Case.

Date : 22.01.2025  
Nagpur.

**(Pankaj K. Deshpande)**  
Additional Chief Judicial Magistrate,  
Nagpur.