

CNR NO.MHNS110021792022



S.C.C.NO.389/2022

State of Maharashtra

Vs.

Tanveer Eliyas Shaikh and Ors.

ORDER BELOW EXH.1

In view of directions given by Hon'ble High Court special drive is held on today. Accordingly, the present matter is kept in Special Drive for disposal.

02. This case is filed alleging that accused committed offence punishable under section 188, 269, 270 of Indian Penal Code, 1860. As per section 215(1) of Bharatiya Nagarik Suraksha Sanhita, 2023, no court can take cognizance of any offence punishable under section 172 to 188 of Indian Penal Code, 1860 except upon the complaint writing of public servant concern. There is no complaint in writing by the public servant who issued the circular/notification, so there is no case against the accused for offence punishable under section 188 of Indian Penal Code, 1860. Also there is nothing prove the ingredients of section 269 and 270 of IPC against accused. Hence proceeding is stoped under section 281 of B.N.S.S. and accused are discharged. So case is disposed of.

Date: 10.03.2026

(S. P. Deshpande)
Judicial Magistrate First Class,
Niphad