

Order below Exh. No.1 in Cri. Misc. App. No. 198/2026

01. This is an application requesting the matter to be sent for investigation under Section 175 (3) of the BNSS. The accused persons are alleged to have committed the offenses under sections 316, 318, 319 3(5) of the BNS.

02. Having carefully examined the allegations, documents, and submitted along with the complaint, and having heard the arguments of the learned Advocate for the Complainant/applicant, it is evident that, the allegation levelled against the accused are of very serious nature but there is a lack of substantive material on record to warrant the direction of the investigation machinery as requested. Further the available evidence consists solely of the Complainant's unsubstantiated assertions and copies of the complaint filed with the Police Station, without any substantial supporting material which can be ascertained the allegations levelled against the accused persons. Mere compliance with Section 173 of the BNSS is insufficient to justify the direction of an investigation under Section 175 (3) of the BNSS, unless there exists material of relevance on record. Consequently, issuing a directive to the police under Section 175 (3) of the BNSS is unwarranted. However, it is my considered opinion that it is necessary to instruct the police to file a comprehensive police report in accordance with the provisions of Section 225 of BNSS

04. Simultaneously, taking into account the past experience, the Police Inspector of Nigadi police Station is hereby explicitly directed to promptly submit the report under Section 225 of BNSS within a maximum period of one month from the date of this order.

Place. Pimpri
Date: 08.06.2026

(AL Amoodi A. K.)
Judicial Magistrate First Class,
Pimpri