

ORDER BELOW EXH. 1

- 1] This is a private complaint filed against accused for the offences punishable under section 420 of Indian Penal Code.
- 2] Perused the complaint, record of case along and verification statement of complainant recorded under section 200 of Cr.PC.
- 3] It is alleged that, the complainant and accused were married with different person but they are having love affair with each other therefore they started residing together. It is alleged that, the the complainant has provided financial help to the accused time to time. The complainant has also given hand-loan of Rs. 2,00,000/- to the accused. Thereafter, they both have decided to purchase one plot in village Shirgaon. Accordingly they have purchased a plot for consideration of Rs. 8,00,000/-. According to the complainant out of said amount, he has given an amount of Rs.6,00,000/- to the accused and also arranged Rs. 2,00,000/- by selling his gold. However, the aforesaid amount was given to the vendor and purchased said plot in the name of accused. Thereafter, it was decided between them that, after complainant got divorce from his wife, the accused will transfer 700 sqr. ft. of plot in his name and will keep remaining 300 sq. ft. plot in her own name. Thereafter, they have constructed house on said plot.
- 4] It is further alleged that, during divorce proceedings complainant's wife asked him to keep custody of his daughter, therefore he asked the accused to transfer 700 sq. ft. of plot in the

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name of her daughter and assured her that they will purchase another property for children of accused. But she was not agreed for the same. The complainant found that, the accused was having relationship with some third person. On 25/02/2021 she got separated from the complainant, thereafter he filed complaint in police station and at that time the accused has agreed to repay of Rs 6,00,000/- to the complainant. But she has not keep her promise. Therefore, he filed present complaint.

5] Considering the aforesaid allegations and record, prima-facie ingredients of offence punishable under section 420 of Indian Penal Code are discernible. Hence, there are sufficient grounds to proceed against the accused. Resultantly, I proceed to pass the following order:-

:: ORDER ::

1. Issue summons against **accused** for the offences punishable under **section 420 of Indian Penal Code**, vide 204 of Cr. P.C.
3. The present case be re-registered as warrant case trial.

(A. S. Agrawal)

6th Jt. Judicial Magistrate First Class
Vadgaon Maval, Pune.

Date: 04.07.2024

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CERTIFICATE

I affirms that, the contents of the P. D. F file Order are same word for
as per original Order/Judgment

UPLOAD DATE	TIME	NAME OF THE STENOGRAPHER
06/07/2024		Mayur R. Sonwane
Name of the Court		Shri. A. S. Agrawal, 6 th Jt. Civil Judge (J.D.), Vadgaon Maval, Pune
Date OF Pronouncement of judgment	04/07/2024	
Judgment Typed on	04/07/2024	
Judgment signed by P.O. on	04/07/2024	
Judgment uploaded on	06/07/2024	

Sd/-xxx
Stenographer
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