



**RCC No. 466/2022**  
State of Maharashtra  
Vs. Umar Ors. 2

**ORDER PASSED BELOW (EXH. NO. 1)**

Perused the final report. The record shows that on 09.12.2022 my learned predecessor passed order below Exh. No. 1 to keep the matter for argument. The record shows that final report was submitted on 22.11.2022 and on first date 09.12.2022, my learned predecessor passed the said order. Accordingly, I heard argument of the learned APP for the State. He submits that prima facie offence punishable under section 489-A of the IPC is made out against the accused, besides the other offences as mentioned in the final report. Offence punishable under section 489-A of the IPC is triable by Sessions Court. Therefore, he prays to issue summons to the accused for those offences.

02. The case of the prosecution is that the accused were proceeding in a car. Police party stopped the car and checked it. The accused tried to run away. Police caught hold of them. The accused were carrying a bag in the car containing bundles of currency notes of denomination Rs. 500/-, Rs. 2000/-. On inspecting the bundles, it was found that there were 55 bundles of currency notes of denomination Rs. 500/-. The top and bottom currency note of Rs. 500/- denomination were genuine notes. In between those two currency notes, there were Rs. 500/- denomination currency notes purported to be issued by

Indian Bank of Children. There were other 45 bundles similar to currency notes of denomination of Rs. 2000/-. All of it were of “Indian Bank of Children”.

03. The case of the prosecution shows that the accused made resemble the bundles of Rs. 500/- currency notes to be genuine currency note bundles. Thus, the accused caused Rs. 500/- currency note bundles to resemble genuine currency note bundles of notes of denomination of Rs. 500/- knowingly and there were knowing that deception will thereby be practiced. It amounts to counterfeiting as defined under section 28 of the Indian Penal Code, 1860 (for short “the IPC”). Their act of putting one genuine note on top of the bundle and one genuine note on the bottom of the bundle amounts to the process of counterfeiting currency notes. It is punishable under section 489-A of the IPC. It is exclusively triable by the Sessions Court. It is also apparent from the final report that the accused attempted to practice deception. The accused performed the process of making the bundles of currency notes for the purpose of being used for forging or counterfeiting those currency notes. It is punishable under section 489-D of the IPC. It is exclusively triable by the Sessions Court. Therefore, prima-facie offences punishable under section 489-A, 489-E, 489-D and 420, 417 read with sections 511, 34 of the IPC are made out against the accused. Therefore, issue summons to the accused for the same.

Miraj  
Date : 30.12.2024

(R. S. Wankhede)  
Judicial Magistrate First Class  
Miraj

**CERTIFICATE**

I affirm that the contents of this P.D.F. file judgment/order are same, word to word, as per the original judgment/order.

Name of the Stenographer. : K. A. Udagave (Steno. - III)  
Court. : Civil Judge Junior Division and  
Judicial Magistrate F.C. Miraj  
  
Dictation Date : 30.12.2024  
Order signed by  
the Presiding Officer on. : 03.01.2025  
Order uploaded on. : 03.01.2025