

ORDER BELOW EXH.1

Read the complaint and statement on oath of the complainant. Perused documents filed along-with the complaint. It appears that, the complainant had narrated various incidents of alleged cruelty at the hands of the accused no 1 and 4 to 12. However, there is no specific allegation and incident of cruelty at the hands of accused no.2. As far as accused no.3 is concerned, it is needless to state that, she is neither relative of accused no.1 nor a family member. Thus, merely accused no.1 has illicit relationship with accused no.3 is no ground to attract the offence leveled against accused no.3. The complainant has produced copies of FIR as well as complaint application filed by her to PI Tasgaon police station in respect of various incident of cruelty by accused no.1 and 4 to 12. However, in regards to offence u/s 403, 406 and 509 are concerned, the essential ingredients required to attract these offences are missing. Therefore, relying upon the contentions and allegations in the complaint as well as statement of the complainant on oath coupled with the documents produced by the complainant, I am of the considered view that there are sufficient grounds to proceed with the present complaint only against accused No.1 and 4 to 12 as prima-facie offence punishable under Section 498(A), 323, 504 and 506 r/w 34 of Indian Penal Code are made out. Hence, process and summons be issued against accused no.1 and 4 to 12 for offence punishable under section 498(A), 323, 504 and 506 r/w 34 of Indian Penal Code vide Section 204 of Cr.PC..

Returnable on :- 08.07.2024

The complaint is dismissed against the accused No.2 and 3 vide Section 203 of Code of Criminal Procedure.

Tasgaon.
Date: 11-06-2024.

(D.A. Darveshi),
Judicial Magistrate F.C.Tasgaon.