

**ORDER BELOW EXH. 1 IN Crim.M.A.NO.60/2024**

(Suvarna Savant V/s. Tanaji Jadhav)

**MHSN14-000494-2024**



Read complaint, statement of complainant recorded under section 200 of Cr.P.C. Perused the documents filed on record. Heard Ld. Advocate Shri. B. A.Kumbhar for complainant who prayed to issue process against the accused for the offence punishable under Sections 420, 468, 471 of the Indian Penal Code and section 39 of Money Laundering Act.

2. In the light of arguments discharged on behalf of complainant I have gone through the record. From the complaint as well as verification of complainant it reflects that she has contended that, she had taken Rs. 5,500/- from accused by mortgaging her Bormal and Mangalsutra. She had paid Rs. 14,500/- with interest to the accused. Accused had withdrawn 50 bids from her said ornaments and cheated complainant. On filing complaint at Shirala police station, police didn't take any action. They have filed complaint of complainant by pretending that complainant came in the Shirala police station, police took her statement and complaint is disposed of. That period was of Covid-19. Accused with the help of police got filed complaint of complainant.

3. The complainant has filed copy of report demanded from police as per Right To Information Act. It reflects that, complainant has filed complaint against accused on 06/08/2020. She has also given notice to accused through RPAD on 26/06/2020. Statement of complainant, accused, Sarjerao Baban Gaikwad and Sunanda Chagan Shelake were recorded by the police. Complainant in her statement contended that matter is settled between her and accused, so her complaint be disposed of. Accordingly, acknowledgment letter of complainant is also recorded in which she acknowledged about compromise between her and accused and disposal of complaint. Statement as well as acknowledgment letters bears

signature of complainant. Still complainant has complaint that accused with the help of police prepared said documents. Hence, she filed present complaint. Complainant has examined only herself as per Sec. 200 of Cr.P.C. Considering the nature of allegations and in above mentioned facts and circumstances it will not be justifiable to issue process against the accused only on the basis of statement of complainant. Thus, inquiry as per Sec. 202 of Cr.P.C. through police is necessary. If the police report is called, it will be helpful to the Court for the purpose of deciding whether or not there are sufficient grounds for proceeding further. Hence, I pass the following order.

**ORDER**

1. P.S.O. Shirala Police Station is directed to conduct inquiry in the offence as per Sec. 202 of Cr.P.C. and file report accordingly within 2 months from the date of this order.
2. Issue letter accordingly.

Shirala  
Date : 29/04/2025

(V. A. Desai)  
Judicial Magistrate First Class,  
Shirala.

## CERTIFICATE

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

Name of the Stenographer : M. S. Gondkar (Grade-3)  
Court : Jt. C.J.J.D. & J.M.F.C., Shirala  
Date : 29/04/2025  
Order signed by the  
Presiding Officer on : 29/04/2025  
Order uploaded on : 29/04/2025