

Cri M.A.No. 36/2026
Shrimant Umabaisaheb Vs.
Manohar and Ors.

ORDER BELOW EXH. 01

Perused application and documents. Heard Ld. Advocate for applicant.

02. It appears that, applicant has filed present application under Section 175 of the BNSS, 2023 and prayed to give direction to the Tembhorni Police Station for investigation by registering crime against accused for the offences punishable under sections 314, 316(1), 316(2), 316(5), 323, 324(1)(2), 61(2)(B) of the BNS, 2023.

03. On perusal of Section 175(3) of the BNSS,2023 it appears that, Magistrate is empowered to order such an investigation after considering application supported with affidavit and after making such inquiry as thinks necessary and submission made in this regard by the Police Officer. The said provision shows that, prior to issuing such direction of investigation say of concerned Police Station is necessary and Magistrate if requires conduct inquiry. In view of this, considering the nature of allegations against respondents in the application, it prima facie appears that, inquiry is necessary and opportunity of being heard is required to be given to the respondents. Hence, call report of concerned Police Station in respect of present complaint and issue notices to the respondents returnable on 27/02/2026.

Date – 11/02/2026

(Anay D. Kulkarni)
Judicial Magistrate, F.C. (Court No.3)
Madha.

CERTIFICATE

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

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| Name of Stenographer | : | M.P.Dixit Grade-3 |
| Court Name | : | 3 rd Jt. C.J.J.D. & J.M.F.C., Madha. |
| Order/Judgment signed by the Presiding Officer on | : | 11/02/2026 |
| Order/Judgment uploaded on | : | 12/02/2026 |