



**Order Below Exh. 1 in Cri. M. A. No. 197/2024
(Imtiaz Mahiboob Bagwan Vs. Rashmi Subhash Aram)**

1. Perused the contents of the complaint, verification, documents on record and report filed under Section 202 of the Code of Criminal Procedure, 1973 filed by the Karad City Police Station.
2. Heard the complainant/party-in-person. The complainant has also filed written arguments (Exh.12)
3. Record also shows that, the complainant has also made complaints to the Assistant Charity Commissioner, Satara and in enquiry conducted in this regard wherein it is found that there is substance in the allegations of the complainant about the forgery and cheating. Therefore, the Joint Charity Commissioner, Pune has accorded sanction to for prosecution against the accused in view of Section 67 and 83 of the Maharashtra Public Trust Act, 1950 and said order and proceeding is challenged by accused before the Hon'ble High Court by filing WP No. 12758/2022. There is noting on record to show that the Hon'ble High Court has granted stay to the said order and proceedings. Today, after hearing the complainant/party-in-person I have also seen the case status of said writ petition from the official website of the Hon'ble Bombay High Court which shows

that the matter was listed on 03/05/2023, 20/02/2025 and 10/07/2025 and due to paucity of the time the matter was adjourned and interim relief, if any, was continued. However, said orders does not show that stay was granted by the Hon'ble High Court to the present proceeding. Hence, I have decided this criminal application on its merits.

4. From the contents of the complaint, verification, documents on record and report filed under Section 202 of the Code of Criminal Procedure, 1973 filed by the Karad City Police Station, it reveals that, accused in furtherance of their common intention have prepared false and forged documents and used said documents for the purpose of cheating. Therefore, there are sufficient grounds to proceed further against accused. Prima-facie case has been made out for offences punishable under Sections 418, 420, 466, 468, 470, 471 and 474 read with Section 34 of the Indian Penal Code, 1860. Therefore, I proceed to pass the following order.

ORDER

1. Issue process against accused Nos. 1 to 5 for offences punishable under Sections 418, 420, 466, 468, 470, 471 and 474 read with Section 34 of the Indian Penal Code.
2. Issue summons to the accused Nos. 1 to 5.
3. The case be registered as Regular Complaint Case.

Date : 04/06/2026.

(Prashant P. Kulkarni)
Judicial Magistrate First Class,
Court No. 4, Karad.