

MHWS090004842025

**ORDER BELOW EXH 1**

1] The present application is filed U/s 175(3) of the Bharatiya Nagrik Suraksha Sanhita, 2023. (Hereinafter referred to as the '**BNSS.**') to direct the concerned Police Station to register the offence against the proposed accused no. 1 to 4. P.S.O has filed his submission at Exh.5. Heard Shri. T. A. Khan Patel, learned advocate for the applicant. Perused the record and documents.

2] In short, it is the contention of the applicant that NA3 is his wife, NA1 is father-in-law, NA 2 is brother-in-law and NA4 is the friend of NA1. On 16/03/2024 the applicant gave amount of Rs.1,51,000/- to the NA 1 & 3 out of the agricultural sale proceeds dated 07/03/2024 and 11/03/2024. On 20/03/2024 he and NA3 solemnized marriage at Vitthal Temple, Vidul, Tq. Umarkhed, Dist.Yavatmal as per Hindu Rituals. The people from his family were not willing for the said marriage. Therefore, non-applicants asked him to not to disclose about marriage. Thereafter, non-applicant planned to marry NA3 with the other person. On 26/04/2024 he gave Rs.1,00,000/- to NA1 & 3. He further gave ring worth Rs.38,870/- to NA3. On 13/06/2024 he gave jewellery worth Rs.17,340/- to NA3. Thereafter, he called her for co-habitation. On 24/08/2024 he gave Rs.2,50,000/- to NA1 & 3.

3] It is the further contention of the applicant that, on 07/09/2024 he lost his mobile. Thereafter, NA3 declined to accompany him and threatened him to implicate in false cases. The non-applicants with intent to extract money from the applicant caused his nominal marriage. The said

marriage performed only for extraction of money. On 31/12/2024 he sent report to Police Station. Further on 01/01/2025 he sent notice to NA3 for co-habitation.

4] It is the further contention of the applicant that, on 12/01/2025 the non-applicants abused and threatened him with an injury to his life. As a result he has to reside out of his house for about four to five days. On 26/01/2025 the non-applicants entered in to his house and thrown the articles. Further, NA3 slapped him and snatched his chain, NA4 caused hurt over his head by plastic pipe. He further assaulted him with the redium knife. The applicant tried to intermeddle, at that time NA4 assaulted with knife over his left hand. As a result he sustained eight stitches. Thereafter, people from surrounding gathered they further abused and threatened him. His friend namely Shankar, Ajay and Dashrath separated the quarrel. Applicant had bleeding injury at tht time. Thereafter, he went to Rural Hospital, Manora and took medical treatment. On 27/01/2025 he was discharged from the hospital. He lodged the report of the incident. But the police did not file as per his say. Therefore, on 28/02/2025 he sent written report to P. S Manora and S.P Washim by registered post. Despite the fact the police did not take action. Therefore, he was constrained to file a present application.

5] PSO concerned filed say at Exh.6 and submitted that the applicant and accused are the relatives. The applicant harassed NA3 for marriage. Therefore she filed report against him u/s 78(2) of the BNS vide Crime No.41/2025. Therefore, with ill intent on 26/01/2025 the applicant filed false report against the non-applicants. The applicant is unable to state the cause of his injury dated 26/01/2025. In report dated 26/01/2025 the applicant stated that the accused by entering into his house assaulted him with knife over his left hand. However, same is not stated in report dated

27/01/2025. He did not cooperate with the police. The applicant failed to produce evidence of his marriage and alleged money transaction. The applicant has filed a case with intent to kill the public time of Court.

6] Learned Advocate Shri. T. A. Khan Patel has brought to notice of Court a written complaint filed with Police Inspector, Police Station Manora dated 28/02/2025 and postal receipt thereon. He has also sent a copy to S.P Washim. The complainant has further filed affidavit in support of his contention. He has also filed some documents such as the copy of N.C.R, reports, medical documents of the injured, photographs and receipts of the money transaction on record. From the perusal of medical documents it appears that on 26/01/2025 applicant was admitted to Rural Hospital, Manora and he was discharged on 26/01/2025. Further the injury shown as stab incised injury to the left hand. The material on record prima-facie supports the contentions of the applicant.

7] It appears from the record that, already complainant has approached to the concerned police station under section 173 of the BNSS. The offense alleged under Section 109, 118(1), 296 and 333 of the BNS is cognizable in nature. The complainant has prima-facie made out the ingredients under supra sections of the BNS against accused No.1 to 4. Hence, considering the facts and circumstances of the case, I pass the following order.

### **ORDER**

1. Police Inspector, Police Station Manora, Tq.Manora Dist.Washim is hereby directed to register the crime under Section 109, 118(1), 296, 333, 352, 351(2) r/w 3(5) of the BNS against accused no.1 to 4 and investigate into the matter in accordance with the present complaint and report accordingly.

2. True copy or certified copy of the application alongwith the order passed by this court shall be sent to the concerned police station.
3. Letter be issued accordingly.  
(Dictated in open court)

Dated : 07/04/2026.

**( Ms. Trushna.G. Bansod )**  
Judicial Magistrate First Class,  
(Court No.2),Manora.

**CERTIFICATE**

I affirm that the contents of this PDF file Judgment/Order are same word to word as per the original Judgment/Order.

Name of the Stenographer	-	Smt. R. K. Chavhan (Grade-III)
Court	-	(Smt. T. G. Bansod) Jt. CJD & JMFC, Manora.
Date of Judgment/Order	-	07/04/2026
Judgment/Order signed by the Presiding Officer on	-	07/04/2026
Judgment/Order uploaded on	-	07/04/2026