

Order Below Exh.1 in Criminal M.A. no.86 of 2025

The present application is filed under Section 173 (3) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

2. The applicant contended that the applicant has an area of 1H 62R in Block no.115(2) situated at Hiware Bu., Taluka: Manora, District:Washim. He has cultivated Soyabean and Tur crops. The non-applicant no.1 is a resident of his village and carries out business of purchasing the crops from farmers. The applicant and the non-applicant no.1 are friends. In the year 2023-24 the applicant got 27 quintals of Soyabean crops. The non-applicant no.1 promised the applicant to purchase it @ Rs.4000/- per quintal and to pay the amount in 8 to 10 days to the applicant. Since the non-applicant had done the same transaction with the applicant prior to it, on 01.11.2024 27 quintals of Soyabean crop valued at Rs.1,08,000/- were given by the applicant to the non-applicant no.1. After 15 days, on 01.07.2025 the applicant inquired about his amount to the non-applicant no.1. The non-applicant no.1 said that he does not have any money and he had deceived the applicant and to do whatever he want and intimidated him to lodged false cases against him. The non-applicant no.1 has deceived meny farmers in the same village. Hence on 09.03.2025 the applicant lodged complaint against the non-applicant no.1 in Manora Police Station and also sent a copy of it to the Superintendent of Police, Washim on 25.09.2025 in that behalf. Hence prayed to allow the application.

3. Perused the application. Heard.

4. The applicant wants to order investigation for the offence punishable under Section 316(2) and 118(4) of BNS. However no core ingredients of Section 316(2) and 118(4) of BNS are disclosed. The provisions of Section 173(3) of BNSS is not intended for personal vendettas. In Sashibhar Jagdishan versus State of Maharashtra, Criminal Writ Petition no.3205 of 2025 decided on 05.05.2026 is held that Section 173(3) of BNSS cannot be used as a mechanical tool to recovery disputes. The application does not disclose sufficient ground for proceeding with the case. There is no propriety in the application.

Accordingly, the following order is passed :

Order

1. The application is rejected.
2. The application is disposed off accordingly.

Manora
Dated : 12.05.2026

(J. T. Koregaonkar)
Judicial Magistrate First Class,
(Court no.1), Manora.

CERTIFICATE

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

Name of Stenographer :- Smt. R. K. Chavhan, Stenographer (Grade-III)

Court Name :- (Shri. J. T. Koregaonkar)
Civil Judge (Jr.Dn.) and J.M.F.C., Manora. Dist.
Washim.

Date :- 12.05.2026

Order signed by the :- 12.05.2026
presiding officer on

Order uploaded on :- 12.05.2026