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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 1343 OF 2026

Mudit Madanlal Gupta And Anr. ... Petitioners

V/s.

The State of Maharashtra & Anr. ... Respondents

Mr. Niranjan Mundargi a/w Mr. Jairam Chandnani & Minal Chandnani i/b Lexim Associates, Advocate for Petitioners.

Ms. Pallavi Dabholkar, APP for Respondent – State.

CORAM : ASHWIN D. BHOBE, J.

DATE : 26th MARCH, 2026

P.C. :

1. Heard Mr. Niranjan Mundargi, learned Advocate for the Petitioners. He submits that the proviso to Section 135 mandates filing of a complaint to the police within 24 hours of the disconnection. He, by referring to Section 151 of the Electricity Act, 2023, states that no Court can take cognizance except upon a complaint filed by the appropriate Government or the appropriate Commission. He submits that in the present case, the complaint was not filed with the police within the period as referred to in the

proviso. He submits that the said defect goes to the root of the matter in the context of registration of the FIR.

2. Issue notice to the Respondents, returnable on 6th April, 2026.

3. Mr. Niranjan Mundargi state that spare copy of the Petition will be furnished by 27th March, 2026 on issuance of notice on Respondent No. 2 and request for Humdast. At his request Humdast granted.

(ASHWIN D. BHOBE, J.)