IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION (ST) NO. 23970 OF 2024

Sayara Harun Sayyad & Ors … Petitioners

V/s.

Commissioner of Police Pune
Commissionerate Pune & Ors … Respondents

Mr. Nitin P. Deshpande for the Petitioners.
Ms. P.P. Shinde, A.G.P. for Respondent-State.

CORAM : A. S. GADKARI AND
SHYAM C. CHANDAK, JJ.
DATE : 25th FEBRUARY 2026

P.C. :

1) Despite granting sufficient opportunity and a specific Order dated 17th December, 2025, till date concerned Secretary of Home Department, Government of Maharashtra has not filed his Affidavit.

2) An Affidavit dated 3rd February, 2026 is filed by one Umesh Chandiwade, Deputy Secretary, Home Department, which according to us cannot be even perused because the direction issued by this Court was very specific. Either Umesh Chandiwade, has usurp the power of Secretary, Home Department or is making fun of the Order of Court which clearly amounts to undermining the authority of Court thereby attracting the provisions of the Contempt of Courts Act.

KIRAN SANJAY GHUGE Digitally signed by KIRAN SANJAY GHUGE Date: 2026.03.04 20:03:49 +0530

3) In the case in hand as usual the State functionaries have failed to comply with the Orders passed by the Divisional Police Complaints Authority which is constituted under Section 22(S) of the Maharashtra Police Act, 1951. We have been informed by the learned APP that, the delinquent Police Officers have been let out by either admonition or censure.

4) Perusal of operative part of the Order dated 28th February, 2019, *prima facie,* indicates what was expected was to take stringent action against the concerned Officer for not registering the crime within time.

5) In this background we are left with no other alternative then to direct the Additional Chief Secretary, Home Department, Government of Maharashtra to file his detailed reply to the Petition.

5.1) The said reply be filed within a period of three weeks from today.

6) Stand over to 25th March, 2026.

(SHYAM C. CHANDAK, J.) **(A.S. GADKARI, J.)**