

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CRIMINAL WRIT PETITION NO. 241 OF 2014

NARENDRA HIRALAL PAWAR

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Rathod Abhay R.

APP for Respondents-State: Mr. K. S. Patil

Advocate for Respondent Nos. 4 to 6: Mr. Ujwal S. Patil

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CORAM : T. V. NALAWADE &**SMT. I. K. JAIN, JJ.****DATE : 7th April, 2015****PER COURT :**

1. Heard both the sides.
2. In the petition, direction is claimed for handing over investigation to C.I.D. as the applicant is not satisfied with the investigation made by the police. This Court has referred record of investigation. The record show that on the date of incident itself, the petitioner had approached Police and as he had received injuries, he was referred to rural hospital. M.L.C. was made by the Rural Hospital. It appears that the petitioner apprehends that circumstance of delay caused in registration of crime will come in his way for proving offence. This apprehension is not well founded as there is record of MLC. Charge sheet is filed for the offence under sections 326, 341, 504 r/w 34 IPC and that is in accordance with papers of investigation. There is no need to handover the investigation to other agency. There is always power with the trial Court under section 311 of the Code of Criminal Procedure.
3. In the result, the criminal writ petition is dismissed.

(SMT. I. K. JAIN, J.)

JPC

(T. V. NALAWADE, J.)