

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO. 2441 OF 2014

Nirmal Suhas Salvi.

..Petitioner.

Versus

State of Maharashtra.

..Respondent.

Mr. Vaibhav V. Ugle for the Petitioner.

Mrs. M. H. Mhatre, learned APP for the State.

Coram : RANJIT MORE &

SMT. ANUJA PRABHUDESSAI, JJ.

Date : **June 15, 2015.**

P. C. :

1. By this petition, the Petitioner is, inter alia, seeking following relief :

“(a) that this Hon'ble Court be pleased to pass appropriate writ, order and direction directing the Respondents to investigate the complaint of the Petitioner also made by Advocate's letter dated 18th June 2014 through some superior officer of the Respondents of the rank of ACP or DCP on such terms as this Hon'ble Court may deem fit and proper.”

2. The Petitioner does not dispute that CR.No. 268/2014 is already registered by Yerwada Police Station pursuant to the statement of the Petitioner dated 27th May 2014. The grievance of the Petitioner seems to be that his sister was murdered and despite this the offence only under section 306 of

the Indian Penal Code, 1860 is registered and section 302 is not applied against the accused persons. The Petitioner in this regard is always at liberty to give supplementary statement and if the investigating officer finds any material, he is bound to add appropriate sections / provisions of law in the FIR. For this reason, we do not feel any necessity to entertain this petition and exercise our extraordinary jurisdiction under Article 226 of the Constitution of India. Hence, writ petition is dismissed.

[SMT. ANUJA PRABHUDESSAI, J.]

[RANJIT MORE, J.]