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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO.4457 OF 2016

Naresh K. Rajwani ... Petitioner

V/s.

The State of Maharashtra
and ors ... Respondents

Mr. R. P. Pawar, for the petitioner.
Mr. J. P. Yagnik, APP for the Respondents.

**CORAM : RANJIT MORE &
DR.SHALINI PHANSALKAR-JOSHI, JJ.**

DATE : 23rd MARCH, 2017.

P.C. :

1] Heard Mr. R. P. Pawar, learned counsel for the petitioner
and Mr. J. P. Yagnik, learned APP for the State.

2] By this petition, petitioner is seeking direction to
respondent No.1 to decide the petitioner's complaint dated 1st
November, 2012 filed against respondent No.2.

3] We have perused the complaint which is annexed as
Annexure "A" to this petition.

3A] The main grievance of the petitioner is that the property
of the petitioner was purchased by respondent No.2. However, total

consideration is not given and in the said transaction, petitioner was cheated to the tune of Rs.30 lacs. In our opinion, this dispute is of civil nature and therefore, police have rightly refused to register F.I.R.

4] The petitioner has also alleged about the disproportionate assets of respondent No.2. On the basis of these allegations, the petitioner is praying that the offence under the provisions of Prevention of Corruption Act, be directed to be registered against respondent No.2.

5] The learned APP submits that an open enquiry against respondent No.2, is already concluded by Anti Corruption Bureau.

6] In such situation, at the instance of petitioner, who has grudge against respondent No.2, we are not inclined to entertain this petition. The petition is therefore, dismissed.

[DR.SHALINI PHANSALKAR-JOSHI, J.]

[RANJIT MORE, J.]