

HIGH COURT OF CHHATTISGARH, BILASPUR**CRMP No. 975 of 2021**

- Deepak Das Mahant S/o Hemant Das Aged About 37 Years R/o Village Gopalpur, P.H.N. 17 R.N.M. Katghora, Tahsil Darri, District Korba (Chhattisgarh), District : Korba, Chhattisgarh

---- Petitioner**Versus**

1. Basant Das S/o Kheman Das Aged About 35 Years R/o Village Gopalpur, P.H.N. 17 R.N.M. Katghora, Tahsil Darri, District Korba (Chhattisgarh), District : Korba, Chhattisgarh
2. State Of Chhattisgarh Through Station House Officer, Police Station Darri, District Korba (Chhattisgarh)

---- Respondents

For petitioner	:	Mr. Jitendra Nath Nande, Advocate.
For State	:	Mr. Gurudev I Sharan, Govt. Advocate

Hon'ble Shri Justice Narendra Kumar Vyas**Order on Board****22-09-2021**

1. The petitioner has preferred the present petition under Section 482 of Code of Criminal Procedure, challenging the order dated 27-8-2021 passed by the learned Judicial Magistrate First Class, Katghora, District Korba whereby the complaint filed under Section 156 (3) and 200 of Cr.P.C., by the petitioner has been dismissed with a finding that no offence of forgery has been committed.
2. Learned counsel for the petitioner would submit that though the petitioner has filed the complaint before the concerned Station House Officer, Police Station and thereafter, the petitioner has

filed the complaint before the Superintendent of Police to register FIR against respondent No.1, but no action has been taken by them, therefore, they committed illegality.

3. Considering all the facts and further considering the fact that since the petitioner has efficacious alternative remedy to file a revision petition under Section 397 of Cr.P.C., the petitioner shall be at liberty to file a revision petition before the appropriate forum under Section 397 of Cr.P.C and on such revision petition being filed by the petitioner, the court below shall consider and decide the same in accordance with law, without being influenced by any of the observations made by this court.
4. Accordingly, the instant petition is disposed of with the aforesaid liberty granted in favour of the petitioner

Sd/-

(Narendra Kumar Vyas)

Judge

Raju