

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****CRIMINAL WRIT PETITION NO. 375 OF 2015**

Prakash Gopal Jadhav

... Petitioner

V/s.

The State Of Maharashtra And Ors.

... Respondents

None for Petitioner.

Mr. S. S. Hulke APP, for Respondent-State.

**CORAM : A.S. GADKARI AND
MILIND N. JADHAV, JJ.**

DATE : 28th SEPTEMBER, 2022.

PC. :

1. By the present Petition, Petitioner has prayed for an Order to prosecute Respondent Nos. 2 to 5 under Section 501(b) and 502(b) of the Indian Penal Code for giving/publishing defamatory information against the Petitioner on page No.10 of Mid-Day Newspaper dated 9th December, 2014.

2. Perusal of Scheduled of Code of Criminal Procedure indicates that, the said offences are non-cognizable and therefore crime can not registered with the Police. Prayer of the Petitioner therefore can not be considered or entertained.

3. However, Petitioner will be at liberty to file a private complaint before the Court of competent jurisdiction if so advised and as may be

permissible under law.

Petition is disposed of with the aforesaid liberty.

[MILIND N. JADHAV, J.]

[A.S. GADKARI, J.]