

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR
CRIMINAL WRIT PETITION NO.231 OF 2024

Sanja s/o Parasmalji Chordiya

..vs..

State of Maharashtra and anr.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.S. Mardikar, Senior Counsel a/b Shri V.R Deshpande, for
the petitioner.

Shri Aashirgade, Addl.P.P. for the State.

CORAM: VINAY JOSHI AND MRS.VRUSHALI V. JOSHI, JJ.
DATED : 12/03/2024.

Heard.

2. This is an application seeking to quash the charge-sheet arising out of First Information Report bearing Crime No.146 of 2023 registered with the Beltarodi Police Station, District Nagpur for the offence punishable under Sections 380, 454, 457, 411 and 34 of the Indian Penal Code.

3. The offences have been registered regarding theft of gold ornaments. It is alleged that the petitioner is a goldsmith who has purchased the stolen goods hence he has committed the offence punishable under Sections 411 of the Indian Penal Code.

4. It is the petitioner's contention that he is a registered goldsmith having license to purchase the gold. It is the petitioner's case that he is a *bona fide* purchaser of the gold articles. Entire transaction was transparent since the petitioner has issued a receipt as well as disbursed the payment through bankers cheque. It is also

stated that the petitioner had checked identity of the seller by obtaining his documents of identification.

5. Issue notice to the respondents for final disposal, returnable on 23.04.2024. Learned Addl.P.P. waives notice on behalf of the State.

6. Considering the peculiarity of the case, no coercive steps shall be taken against the petitioner till further orders.

(MRS. VRUSHALI V. JOSHI, J.)

(VINAY JOSHI, J.)

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