



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL APPLICATION [APL] NO. 1232/2024.

Khan Javed Shaikh Ahmad

-VERSUS-

The State of Maharashtra and another.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Shri T.S. Deshpande, Advocate for the Applicant.
Shri Badar, A.P.P. for the Non-applicant No.1.

CORAM : VINAY JOSHI AND
VRUSHALI V. JOSHI, JJ.

DATE : SEPTEMBER 02, 2024.

Heard.

2. This is an application seeking to quash the first information report bearing Crime No.196/2024 registered with Pimpalgaon Police Station, District Buldhana for the offence punishable under Sections 3 and 4 of the Muslim Women (Protection of Rights on Marriage) Act, 2019 and Sections 115[2], 333 and 351[2] of the Bhartiya Nyay Sanhita, 2023 (BNS).

3. The informant alleges that husband has wrongfully entered into her house, gave abuse, uttered triple taluq and therefore, the report. The learned Counsel for the applicant would submit that already there is a matrimonial discord, for which the wife had lodged report under Section 498-A of the Indian Penal Code. Particularly, it is emphasized that at the relevant time the husband was at Mumbai i.e. at his work place, for which he has produced certain documents. According to the applicant, in order to pressurize the husband, false report is lodged.

4. Issue notice to non-applicants, returnable on 14.10.2024. Learned A.P.P. waives notice for non-applicant no.1.

5. In the meantime, though the prosecution may proceed with their investigation, but, charge sheet shall not be filed without obtaining prior permission of this Court.

JUDGE

JUDGE