

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO.4105 OF OF 2025**

Rekha Harishchandra VarathaPetitioner

Versus

The State of Maharashtra and Ors.Respondents

Mr. Viral Rathod a/w. Mr. Vishwatej Jadhav i/b. Mr. Mangesh
Nalawade for the Petitioner.

Mr. S.V. Gavand, Addl. PP for the Respondent – State.

**CORAM : RAVINDRA V. GHUGE
&
GAUTAM A. ANKHAD, JJ.**

DATE : 1st AUGUST, 2025

P.C. :-

1. We have heard the learned Advocate for the Petitioner.
With his assistance, we have gone through the Petition Paper Book.

2. It is undisputed that the Writ property regarding which
the Petitioner is agitated, does not belong to her. She does not have
any documents to show her title to the property. There is no
declaration of any Civil Court establishing her right, title or interest
in the said property.

3. By this Petition, the Petitioner prays that the complaint lodged before the Deputy Commissioner of Police, Zone-5, Thane, be investigated and that Sections 3(1)(r) and 3(1)(s) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 be invoked.

4. We have perused the complaint. What is mentioned in the complaint is “सदर घराचा माझी प्रॉपर्टी असल्याने मी ताबा घेण्यास गेली असता सामनेवाले हिने बॉडीगार लोकांना बोलावून मला व माझ्या मुलींना दि. १९.०५.२०२५ रोजी घाणेरडी शिवीगाळ करून मला व माझ्या मुलींना ठार मारण्याची धमकी दिली आहे”. We do not find that such allegations would be sufficient to attract the aforesaid two Sections.

5. In view of the above, **this Petition is dismissed.**

(GAUTAM A. ANKHAD, J.)

(RAVINDRA V. GHUGE, J.)