

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CRIMINAL APPELLATE JURISDICTION****WRIT PETITION NO. 5774 OF 2025**

Arthanomics Capital LLP & Anr.

... Petitioners

Vs.

The State of Maharashtra & Ors..

... Respondents

Mr. Rahul Pandey a/w. Ms. Suchita Pandey and Mr. Alok Singh for the Petitioners.

Mr. Ajay S. Patil, APP for the Respondent-State.

**CORAM : A. S. GADKARI AND
RANJITSINHA RAJA BHONSALE , JJ.**

DATED : 12th NOVEMBER, 2025.

P. C. :-

1) By this Petition under Article 226 of the Constitution of India, the Petitioners are seeking lodgment of crime on the basis of his complaint dated 1st September, 2025 lodged with Andheri M.I.D.C. Police Station, Mumbai of which cognizance has not been taken by the police authorities.

2) It is settled position of law and as has been enumerated by the Hon'ble Supreme Court in the case of *M. Subramaniam & Anr. Vs. S. Janaki & Anr., reported in (2020) 16 SCC 728* that, Petition under Article 226 of the Constitution of India for lodgment of crime is not maintainable, however the Petitioner is having remedy of filing a private complaint

before the jurisdictional Magistrate.

3) In view thereof, by reserving the remedy in favour of the Petitioner to lodge a private complaint on the basis of his complaint dated 1st September, 2025 before the jurisdictional Magistrate, Petition is disposed off.

(RANJITSINHA RAJA BHONSALE, J.)

(A. S. GADKARI, J.)