

JVS.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO. 300 OF 2025

Roshan Janardhan Payaal } Applicant
versus
The State of Maharashtra & Anr. } Respondents

Ms. Sonia Santis i/b. Mr. Umar Kazi, Advocates for
the Applicant.

Ms. G. P. Mulekar, APP for State.

Mr. Arjun P. Dandegaonkar, PSI, Khadakpada
Police Station present.

**CORAM: SHREE CHANDRASHEKHAR, C.J. &
GAUTAM A. ANKHAD, J.**

DATE: 10th SEPTEMBER 2025

P.C.:

The grievance of the petitioner is that the police did not carry out investigation in a proper manner and the charge sheet was laid without adding the offences under sections 3(2)(v), 3(1)(r) and 3(1)(s) of the Scheduled Caste, Scheduled Tribe (Prevention of Atrocities) Act, 1989.

2. In our opinion, on such a grievance this writ petition shall not lie because the petitioner has adequate remedy in law of filing a protest petition in the Court concerned. Even otherwise, this Court while exercising powers under section 528 of the Bharatiya Nagrik Suraksha Sanhita, 2023 shall have no jurisdiction to issue a direction to the police or the concerned Court to add a new offence or an additional offence.

3. Writ Petition No. 300 of 2025 is disposed of with liberty to the petitioner to avail of appropriate remedy as may be available to him in law.

JAYANT
VISHWANATH
SALUNKE

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JAYANT VISHWANATH
SALUNKE
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[GAUTAM A. ANKHAD, J.]

[CHIEF JUSTICE]