IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

951 CRIMINAL APPLICATION NO.658 OF 2026

1. Navnath Eknath Talekar (father in law of deceased)
2. Aashabai Navnath Talekar (mother in law of deceased)
3. Avinash Navnath Talekar (Husband of deceased)

Vs.

1. The State of Maharashtra
2. Shivaj Murlidhar More (Informant)

Mr.S.E.Shekade, Advocate for the Applicants.
Mr.C.V.Bhadane, APP for the Respondent/State.
Mr.P.A.Dhakane, Advocate for Respondent No.2.

(CORAM : SUSHIL M. GHODESWAR, J.)

DATE : 30th OCTOBER, 2026

PER COURT :

1. Heard the learned Advocates for the respective parties.

2 The Applicants have approached this Court for quashing the FIR bearing No.0956/2024 dated 09.10.2024 registered with Police Station Pathardi, Dist.Ahmednagar for the offences punishable u/s 108, 85, 3(5) of the B.N.S., 2023; the consequential proceeding of RCC No.243/2025 pending in the Court of learned J.M.F.C.

Pathardi,Dist.Ahmednagar, which was registered after filing of charge sheet, and also quashing the issue process order dated 05.05.2025 passed by the learned J.M.F.C.Pathardi, Dist.Ahmednagar.

3. The learned Advocate for the Applicants submits that Respondent No.2 / father of the deceased Nirmala, aged about 24 years, lodged report stating therein that her daughter Nirmala had married to Avinash Talekar on 07.02.2023. Out of the said marriage, she gave birth to a girl child on 22.03.2024 and for delivered, she was at parental house for 4 months. Thereafter, Nirmala had gone to reside with her in laws at Manikdaundi. It is allegation of Respondent No.2 that after some days, his daughter Nirmala informed him that her in laws are harassing her on account of not giving birth to a male child and also not doing any agricultural work. Upon that, respondent No.2 gave her understanding. Respondent No.2 further stated in his report that the Applicants used to harass his daughter and abuse her in filthy language. He has further stated in his report that on 08.10.2024, at about 1.30 a.m. in the midnight, he received a phone call informing that Nirmala has been taken to the hospital because she has consumed certain poisonous substance. Therefore, the informant went to the

Ahmednagar at the hospital, where Nirmala was found in unconscious state. On 09.10.2024, his daughter Nirmala died during the treatment. Therefore, Respondent No.2 has lodged report stating therein that his daughter has committed suicide on account of mental and physical harassment at the hands of the applicants.

4. In pursuance to the aforesaid report, FIR came to be registered, investigation came to be completed and accordingly charge sheet was filed against the applicants. Learned Advocate for the Applicants submits that the allegations appearing in the FIR as well as charge sheet are silent on the point of any live nexus of the Applicants with an act of committing suicide by Nirmala. There is absence of lively and immediate incident and therefore no *prima facie* case of abatement to commit suicide was made. He further submits that he has given no objection for releasing the applicants on bail before the Trial Court. He further submits that the entire case do not show any sort of illtreatment or harassment on account of any demand of money. He, therefore, submits that such allegations of harassment and illtreatment are vague and omnibus. Therefore, he prays that the instant FIR and consequential proceedings be quashed and set aside.

5. Learned APP strongly opposed the instant application. He submits that the deceased had committed suicide within 1 ½ year of the marriage. The deceased has reported her grievance of illtreatment as well as harassment on account of demand of money to her father. She has also stated to her parents that on account of not giving birth to the male child, applicants used to harass her mentally and physically. Learned APP states that due to such harassment, Nirmala has committed suicide, hence prays for rejection of the application.

6. Learned Advocate for Respondent No.2 also re-iterated the submissions of the learned APP. He also opposed the instant application.

7. After hearing the learned Advocates for the respective parties and on going through the instant application, it is found that the deceased has committed suicide on 08.10.2024 after consuming poisonous substance. Though she died on the next date, however, no statement came to be recorded and no material is found on record to show that there is illtreatment at the hands of the applicants. The

required circumstances of abatement in the present case are absolutely missing.

8. In view of the above, instant application is allowed in the following terms :-

FIR bearing No.0956/2024 dated 09.10.2024 registered with Police Station Pathardi, Dist.Ahmednagar for the offences punishable u/s 108, 85, 3(5) of the B.N.S., 2023; the consequential proceeding of RCC No.243/2025 pending in the Court of learned J.M.F.C. Pathardi,Dist.Ahmednagar, which was registered after filing of charge sheet, and issue process order dated 05.05.2025 passed by the learned J.M.F.C.Pathardi, Dist.Ahmednagar, and further proceedings if any, are hereby quashed and set aside.

(SUSHIL M. GHODESWAR, J.)