



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

CRIMINAL APPLICATION (ABA) NO.32 OF 2026

Mohd. Ramzan S/o Asgar Sheikh

Vs.

State of Maharashtra, through Police Station Officer, Police Station,
Wathoda, Nagpur

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Shri J.M. Gandhi, Advocate for applicant.

Shri N.S. Autkar, AGP / APP for respondent/State.

CORAM : M.W. CHANDWANI, J.

DATE : 18.03.2026.

1. The applicant is apprehending his arrest in connection with Crime No.425/2024 registered with Police Station, Wathoda, Nagpur for the offences punishable under Sections 420, 465, 467, 468 and 471 read with Section 34 of the Indian Penal Code.

2. Heard the learned counsel for the applicant as well as learned Additional Public Prosecutor for the non-applicant/ State. Perused the case diary.

3. The allegation levelled by the nephew of the applicant is that the applicant has forged the letterhead of "Three Star Housing Society" and has sold the plots without the consent of the President or Secretary of the said Society.

4. It appears that the grandfather of the informant had purchased 11 acres of land which had nearly 280 plots, out of which majority were sold to various persons. However, 10 to 15 plots were yet to be sold. It was revealed that the applicant, without authority and consent of the President of the Society, had sold the plots to persons who are members of the society. The allegation against the applicant is that he alongwith his wife, prepared forged documents and started selling open plots of the cooperative society without taking the informant and other members of the society in confidence.

5. Learned counsel for the applicant submits that the brother of the applicant, who is the father of the complainant was the president of the society at the relevant time and had executed a power of attorney on behalf of himself as well as the society. Therefore, the applicant was duly authorized by the society as well as his brother to sell the plots of the society. When the brother of the applicant passed away on 24.01.2024, the complainant took charge of the society and thereafter, lodged the complaint on the basis of incomplete and false information.

6. Perusal of the case diary, *prima facie*, shows that this is a family dispute which is civil in nature. It appears that the applicant was protected by way of ad interim order and was directed to attend the concerned police station. It is informed by the learned Additional Public Prosecutor that

the applicant appeared, cooperated in the investigation and submitted all the necessary documents. This presupposes that all the documents are already seized. It is also submitted by the learned Additional Public Prosecutor on instructions that custody of the applicant is not required. Moreover, nothing is required to be seized from the applicant. The applicant also undertakes to show full cooperation with the investigating officer.

7. Considering the fact that this is a family dispute between uncle and nephew and the fact that the applicant has cooperated in the investigation, coupled with the statement of the learned Additional Public Prosecutor that custody of the applicant may not be required, a case is made out for confirmation of the interim order dated 14.01.2026.

8. The application is allowed. Interim order dated 14.01.2026 stands confirmed.

9. The applicant shall attend the concerned police station as and when directed by the investigating officer and shall cooperate in the investigation.

10. With this, the application stands disposed of.

(M.W. Chandwani, J.)

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