

**Order Below Exh. 1 in Cri. B. Appln.No.105/2022**  
**(CNR No.MHNS010002832022)**

Shri Pradosh Sharad Hindurao & 6 others Vs. State

**Heard:** Ld. Adv. Mr. Rahul Garud for the applicants.  
Ld. A.P.P. Ms. S. S. Sangle for the State.

1. This is an application under section 438 of the Code of Criminal Procedure in Crime No.528/2021 registered at Police Station, Dindori for the offence under sections 498-A, 323, 504 & 506 r/w Sec. 34 of the Indian Penal Code. It is the case of prosecution in brief that the applicants/accused (husband and in-laws of the complainant) inflicted physical and mental cruelty on her.

2. Ld. Adv. for the applicants has submitted that a false complaint has been filed against the applicants. They have complied with the terms and conditions imposed by the Court while granting interim relief.

3. Per contra, Ld. A.P.P. has opposed the application on the ground that custodial interrogation of the applicants is necessary.

4. Applicants have complied with the terms and conditions imposed by the Court and co-operated with the investigating agency.

Offence is primarily under section 498-A of the I.P.C. Therefore, in view of the guidelines laid down by the Apex Court in the case of **Arnesh Kumar Vs. State of Bihar, (2014) 8 SCC 273**, I am inclined to allow the application subject to the following terms and conditions.

**ORDER**

- 1) Application is allowed.
  
- 2) Interim order dated 25/01/2022 passed below Exh.4 is hereby confirmed on the same terms and conditions.

Nashik  
21/02/2022

Mridula Bhatia  
District Judge-2 and Additional  
Sessions Judge, Nashik.