

IN THE COURT OF THE SESSIONS JUDGE,

PUNE, MAHARASHTRA

PETITIONER:

Mr. Sunil Desai

S/o Shri Ramdas Desai

Flat No. 302, Blue Heights,

Pune, Maharashtra

RESPONDENT:

1. Mr. Rajesh Sharma

S/o Shri Ramesh Sharma

Flat No. 204, Green Residency,

Pune, Maharashtra

2. XYZ Bank

(Branch: Pune)

Pune, Maharashtra

SUMMARY OF THE CASE:

The Petitioner most respectfully submits that the Respondent No. 1, Mr. Rajesh Sharma, has committed forgery and cheating to fraudulently secure a personal loan of Rs. 5,00,000 from XYZ Bank, Pune, by forging the PAN card, Aadhaar card, and salary documents of the Petitioner, Mr. Sunil Desai. The Shivajinagar Police Station, Pune, has registered a chargesheet (No. 112/2023) dated 05-06-2023 against the Respondent No. 1 under the applicable sections of the Indian Penal Code, 1860.

LEGAL GROUNDS AND ARGUMENTS:

1. The Respondent No. 1, Mr. Rajesh Sharma, has committed forgery and cheating against the Petitioner, Mr. Sunil Desai, by using falsified documents and impersonation. The investigation conducted by the Shivajinagar Police Station, Pune, has revealed the same.
2. The forensic document analysis conducted has confirmed the tampering and duplication of the documents in question, establishing the guilt of the Respondent No. 1 beyond any reasonable doubt.
3. The Respondent No. 1 has violated the following sections of the Indian Penal Code, 1860:
  - a. IPC 420 - Cheating and dishonestly inducing delivery of property
  - b. IPC 465 - Punishment for forgery
  - c. IPC 467 - Forgery of valuable security, will, etc.
  - d. IPC 468 - Forgery for purpose of cheating
  - e. IPC 471 - Using forged document as genuine
  - f. IPC 120B - Criminal conspiracy
4. The Respondent No. 1 has conspired with unknown persons to commit the aforesaid offence

s, causing significant financial loss and mental agony to the Petitioner.

**PRAYER / RELIEF SOUGHT:**

In light of the foregoing, the Petitioner most respectfully prays that this Hon'ble Court may be pleased to:

- a. Take cognizance of the offences committed by the Respondent No. 1 under the applicable sections of the Indian Penal Code, 1860.
- b. Direct the Respondent No. 1 to forthwith return the loan amount of Rs. 5,00,000 to XYZ Bank and compensate the Petitioner for the mental agony and financial loss suffered by him .
- c. Pass any other order(s) as this Hon'ble Court may deem fit and proper in the circumstances of the case.

**PETITIONER**

Dated: 10-06-2023

Place: Pune, Maharashtra

**VERIFICATION:**

I, the Petitioner, do hereby verify and state that the contents of the above petition are true and correct to the best of my knowledge, information, and belief, and nothing has been concealed or misstated therein.

**PETITIONER**

Dated: 10-06-2023

Place: Pune, Maharashtra