

**Amit Nehra Vs. S Singh and ors**

**Amit Nehra Vs. S Singh and ors**

**SooperKanoon Citation :** [sooperkanoon.com/906857](http://sooperkanoon.com/906857)

**Court :** Delhi

**Decided On :** Dec-02-2010

**Judge :** Shiv Narayan Dhingra .J.

**Appeal No. :** CRL.M.C. 3738/2010

**Appellant :** Amit Nehra

**Respondent :** S Singh and ors

**Judgement :**

This petition under Section 482 Cr.P.C. has been filed against the order dated 13th October, 2010 of MM dismissing the application of the petitioner filed under Section 156(3) Cr.P.C. for registration of FIR and order dated 12th November, 2010 passed by the ASJ dismissing the revision filed against the order of MM. This Court had an occasion to deal with a case with similar type of prayer in Crl.M.C.No. 842/2010 Kishan Pal v. Dushyant Kumar Sharma & Ors. on 29th November, 2010 wherein it was observed as under:

"The powers under Section 156(3) Cr.P.C. with the learned MM are discretionary in nature. It is for the MM to decide whether the case should be sent to police for registration of FIR and investigation or the complaint should be treated as a complaint under Section 200 Cr.P.C. before the Court and pre-summoning evidence should be recorded and thereafter summons should be sent to the accused, if a case is made out against the accused. It is not obligatory upon the learned MM to order registration of FIR every complaint made to it."

In view of above, this petition is not maintainable and is hereby dismissed.

**SooperKanoon - India's Premier Online Legal Search - [sooperkanoon.com](http://sooperkanoon.com)**