

**SAMPLE TEMPLATE — STATE VARIATION MAY APPLY**

## **Application under Section 175(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023 [Section 156(3) CrPC]**

**IN THE COURT OF THE [JUDICIAL MAGISTRATE FIRST CLASS] AT [PLACE]**

Cr. Misc. Application No. [TO BE FILLED] of [YEAR]

**IN THE MATTER OF:**

[APPLICANT NAME]  
resident of [ADDRESS]

... Applicant

Versus

[PROPOSED ACCUSED 1]  
[ADDRESS]  
[PROPOSED ACCUSED 2, IF ANY]  
[ADDRESS]

... Respondents

### **APPLICATION UNDER SECTION 175(3) OF THE BHARATIYA NAGARIK SURAKSHA SANHITA, 2023 FOR DIRECTION TO REGISTER FIR AND INVESTIGATE**

**The Applicant most respectfully submits as under:**

1. The Applicant is the complainant in the matter described below and is a citizen of India residing at [ADDRESS].
2. **Cognizable offence.** The facts disclose the commission of cognizable offences under [SPECIFY PROVISIONS — e.g. Sections 318 (cheating), 316 (criminal breach of trust), 351 (criminal intimidation) of the Bharatiya Nyaya Sanhita, 2023]. [Or earlier IPC Sections, as applicable.]
3. **Facts.** [STATE FACTS CHRONOLOGICALLY — what happened, on what dates, role of each proposed accused, how the facts disclose each ingredient of the offence.]
4. **Approach to police — Section 173 BNSS.** The Applicant approached the SHO of [POLICE STATION] on [DATE] with a written complaint (copy enclosed as Annexure A) seeking registration of FIR. [State whether the SHO refused / failed to register the FIR / refused to act despite the cognizable nature of the offence.]
5. **Approach to Superintendent of Police — Section 173(4) BNSS.** Thereafter, on [DATE], the Applicant submitted a written complaint to the Superintendent of Police, [DISTRICT] (copy enclosed as Annexure B). [State whether response was received / no response within 15 days / response was unsatisfactory.]

**6. Statutory remedy under Section 175(3) BNSS.** Despite the cognizable nature of the offences and despite the Applicant's complaint to the SHO and the SP, no FIR has been registered. The Applicant has therefore exhausted remedies under Section 173 BNSS and is constrained to invoke Section 175(3) BNSS before this Hon'ble Court.

**7. Prima facie case.** The facts disclose all the ingredients of the alleged offences. [STATE WHICH FACTS SUPPORT WHICH INGREDIENT.]

## **PRAYER**

In view of the above, the Applicant prays that this Hon'ble Court be pleased to:

- (a)** Direct the Officer-in-Charge of [POLICE STATION] to register an FIR against the Respondents under Section 175(3) BNSS for the offences disclosed in the complaint;
- (b)** Direct prompt and impartial investigation;
- (c)** Pass such other orders as this Hon'ble Court deems fit.

## **ANNEXURES**

**Annexure A:** Copy of written complaint to SHO, [POLICE STATION] dated [DATE], with proof of delivery.

**Annexure B:** Copy of complaint to Superintendent of Police, [DISTRICT] dated [DATE], with proof of delivery.

**Annexure C:** [SUPPORTING DOCUMENTS — agreements, transaction records, photographs, etc.]

Place: [PLACE]

Date: [DATE]

[APPLICANT SIGNATURE]

Applicant

Through: [ADVOCATE NAME], Advocate

*This template is general guidance for an ordinary reader and does not replace specific legal advice. Procedural rules, formats, court fees and timelines vary by State and by court. Verify the current rules for your jurisdiction or consult a lawyer before filing. — [legalrepublic.in/everyday-law/](https://legalrepublic.in/everyday-law/)*