

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU
(Through Virtual Mode)**

CRM(M) No. 46/2022
CrlM Nos. 92/2022 & 93/2022

Nazia Kouser and ors.Petitioner/Appellant(s)

Through :- Mr. M.R. Qureshi, Advocate.

V/s

UT of J&K and ors.Respondent(s)

Through :-

Coram: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

**ORDER
31.01.2022**

The petitioners have challenged FIR No. 09/2021 for offences under Sections 379,403, 406, 411, 414,420 and 120-B IPC of Police Station, Budhal.

It is contended by learned counsel for the petitioners that the impugned FIR has been lodged by respondent No. 3, who happens to be the husband of petitioner No.1, as a counterblast to FIR bearing No. 0038/2020 for offences under Sections 498-A, 323 and 109 IPC lodged by the petitioner No.1 against the aforesaid respondent before the Police Station, Women Cell, Rajouri. To substantiate these facts, the petitioners have placed on record copies of the relevant documents.

Having heard learned counsel for the petitioners and having perused the material on record, a prima-facie case for grant of interim indulgence is made out.

Issue notice be to the respondents. Notice be sent to respondents Nos. 1 and 2 through Mr. Bhanu Jasrotia, learned GA. Notice be sent to respondent No. 3 through concerned Police Station.

Learned counsel for the petitioners shall furnish a copy of the petition to Mr. Bhanu Jasrotia, GA, who may file his response by or before next date of hearing.

List again on 16.03.2022.

In the meantime, it is provided that the investigation in the impugned FIR shall go on, however, in case, respondent No.2 intends to file challan against the petitioners, the same shall not be done without prior permission of this Court.

(Sanjay Dhar)
Judge

Jammu:
31.01.2022
Ram Krishan