

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRM(M) No. 966/2023
CrlM No. 1920/2023

Ashok Singh Petitioner(s)

Through: Mr. B. S. Bali, Advocate

Vs

UT of J&K and others Respondent(s)

Through:

Coram: HON'BLE MR. JUSTICE RAHUL BHARTI, JUDGE

ORDER
15.11.2023

Heard learned counsel for the petitioner.

In the instant petition, the petitioner is assailing the registration of FIR no. 0087/2023 dated 21.05.2023 registered with the Police Station Chenani for alleged commission of offences under section 354/504/506/452 Indian Penal Code at the instance of respondent no. 3 -Tara Devi, who is wife of respondent no. 4, whereas the respondent no. 5 is a brother of the respondent no. 4.

Learned counsel for the petitioner submits that the petitioner is running an educational institution duly recognized, whereas as respondent no. 6 is also running an educational institution in village Kither, tehsil & district Udhampur, which is without any Govt. approval against which the petitioner lodged a

complaint with the concerned authorities in the Education Department in counter to which the respondent no. 6 brought the respondent no. 3 in whose premises the respondent no. 6 is running the said unauthorized educational institution to get the FIR registered against the petitioner so as to damage the reputation of the petitioner. Registration of the FIR is said to be mala fide and malicious in intent and purpose.

Prima facie case is made out.

Issue notice to the respondents.

Petitioners to furnish registered postal covers for the service of the respondents within a period of seven days, whereupon the Registrar Judicial, Jammu to issue notices to the respondents.

In the meantime, the investigation with respect to FIR no. 0087/2023 dated 21.05.2023 registered with the Police Station Chenani shall remain stayed. This direction is, however, subject to objections from the other side.

List this case on 27.12.2023.

(Rahul Bharti)
Judge

Jammu
15.11.2023
Muneesh