

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Misc(Pet.) No. 1012/2026

1. Ashok Sharma S/o Late Shri Bhola Ram Sharma, Aged About 50 Years, R/o 38-B, Scheme No. 2, Lajpat Nagar, District Alwar, Rajasthan.
2. Hemlata Sharma W/o Shri Ashok Sharma, Aged About 46 Years, R/o 38-B, Scheme No. 2, Lajpat Nagar, District Alwar, Rajasthan.

----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Karuna Sharma D/o Late Shri Subhash Chandra Sharma, R/o Sewada, Karada, 01/584, Kala Kuwa, Housing Board, Alwar At Present Address - Gali No. 05, Hanuman Hathha, Bikaner, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Manish Patel and
Mr. Prashant Meena

For Respondent(s) : Mr. Vikram Singh Rajpurohit, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

10/02/2026

The instant Criminal Miscellaneous Petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) seeking quashing of FIR No. 23/2026 registered at Police Station Mahila Thana (Bikaner), District Bikaner for the offences under Sections 85, 316(2), 115(2) and 352 of the Bharatiya Nyaya Sanhita, 2023 (BNS).

Learned counsel for the petitioner submits that the principal allegations in the FIR pertain to Section 85 of the BNS and that the petitioners have been unnecessarily enroled into the present

case. It is further submitted that petitioner No. 1 is the sister-in-law of the complainant and petitioner No. 2 is the husband of the sister-in-law, and that they have no direct role in the alleged incident.

Having considered the submissions made, this Court is prima facie inclined to interfere in the matter.

Issue notice to respondent No. 2, returnable within a period of three weeks.

In the meanwhile, and until the next date of hearing, the petitioners shall not be arrested in connection with FIR No. 23/2026 registered at Police Station Mahila Thana (Bikaner), District Bikaner. However, the petitioners shall cooperate with and join the investigation as and when called upon to do so by the Investigating Officer.

(BALJINDER SINGH SANDHU),J