

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

S.B. Criminal Writ Petition No. 682/2026

Durga Kanwar Rathore D/o Late Shri Datar Singh, Aged About 27
Years, R/o Narayan Nagar Jodhpur Cantt.

----Petitioner

Versus

1. Commissioner Of Police, Jodhpur
2. Deputy Commissioner Of Police East, Jodhpur
3. Station House Officer, Police Station Banad
4. State Of Rajasthan, Through Public Prosecutor

----Respondents

For Petitioner(s) : Ms. Durga Kanwar Rathore (petitioner
in person)

For Respondent(s) : Mr. Hanuman Prajapati, PP

HON'BLE MS. JUSTICE REKHA BORANA
Order

08/05/2026

1. The present writ petition has been filed by the petitioner with
the following prayers:

"1. That the complaint No.280/2025 Durga Kanwar Rathore v/s Surendra and others which is under enquiry pending before Police Station Banad, Jodhpur. i.e. Annexure 1 to be registered as First information report u/s 198, 199, 201, 229, 238 R/w Section 3(5) BNS, 2023 and fair and just investigation to be conduct by senior Police officer within 2 months from the date of registration of FIR.

2. That guidelines given in direction of Honorable Supreme Court judgment Paramveer Singh Saini Vs Baljeet Singh 2020 & Suo moto PIL." In re lack of functional CCTV is in police station" for installation and working of CCTV cameras in concerned police station should be strictly followed and compliance report be submitted.

3. *That mobile location of petitioner's mobile number 9828160845 (Vodafone company) of dated 19th August, 2025, mobile location from 2:00 p.m to 5:30 p.m.*

4. *That due compensation be granted to the petitioner because of pendency of enquiry for more than 7 months without any legal ground and legal provision."*

2. The brief facts are that a complaint was filed by the petitioner on 19.09.2023 (Annx.3) with an averment that while she was traveling in a State roadways bus, the driver of the said bus drove the vehicle rashly and negligently and despite being requested by the petitioner as well as the other passengers, he continued to do so. It also seemed that the driver was drunk. Further, she was forced to disembark the bus at a location different from her intended destination.

3. When no action was taken on the above complaint, a subsequent complaint was filed to the Higher Police Authorities and ultimately, an FIR (339/2023) was registered on 02.10.2023 (Annx.4).

4. It is an admitted fact that a final/closure report qua the said FIR was filed on 07.12.2023. Aggrieved of the same, a protest petition was filed by the petitioner which remains pending as of date.

5. Then, in the year 2025, a complaint was filed by the petitioner against the police officers with an allegation that despite her having raised all the grievances qua incident of 19.09.2023, no action was taken as per law and incorrect statements were made in the Closure Report.

6. The present petition has been filed with the prayer that directions be issued for registration of an FIR against the police

authorities on the complaint which was filed by the petitioner in the month of June 2025.

7. After hearing the petitioner (present in person), learned Public Prosecutor and after perusing the record, this Court is of the clear opinion that no direction is required to be passed in the present writ petition, as it is an admitted fact that on the complaint made by the petitioner on 19.09.2023, an FIR was duly registered on 02.10.2023. Therefore, it cannot be concluded that no action, whatsoever, was taken by the police authorities. So far as the filing of the final/closure report qua the said FIR is concerned, it is an admitted fact that a protest petition has already been preferred by the petitioner, which remains pending till date. If any positive orders are passed in favour of the petitioner in the said protest petition, she would definitely have complete liberty to pursue the trial.

8. This Court is not inclined to pass any order in the present petition also for the reason that the complaint was filed in the month of June 2025 qua an incident of September 2023, and that too, after a final/closure report having been filed on 07.12.2023. Further, a protest petition had also been filed at the same point of time.

9. In view of the above analysis, the present criminal writ petition stands **disposed of**.

10. Pending applications, if any, also stand **disposed of**.

(REKHA BORANA),J