

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

S.B. Criminal Misc(Pet.) No. 1721/2024

Smt. Seeta W/o Shyam Lal, Aged About 45 Years, R/o 24, Rpl
Chittorgarh Sadar, Dist Chittorgarh

-----Petitioner

Versus

1. The State Of Rajasthan, Through Pp
2. Sonu Kumar S/o Madan Lal Bairwa, R/o Uncha, Rashmi,
P.S. Rashmi, Dist Chittorgarh.

-----Respondents

Connected With

S.B. Criminal Misc(Pet.) No. 257/2024

Shyam Lal S/o Gheesa Lal Bairwa, Aged About 48 Years,
Resident Of Uncha, Tehsil Rashmi, Police Station Rashmi, At
Present 24 Reserve Police Tehsil And District Chittorgarh

-----Petitioner

Versus

1. State Of Rajasthan, Through PP
2. Sonu Kumar S/o Madan Lal Bairwa, Resident Of Uncha,
Rashmi, Police Station Rashmi, District Chittorgarh

-----Respondents

For Petitioner(s)	:	Mr. Hemank Vaishnav
For Respondent(s)	:	Mr. Arun Kumar, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

05/04/2024

Drawing attention of the Court towards the FIR, learned
counsel for the petitioners submitted that a pure civil dispute
between the parties has been given the colour of the criminal
offences by the respondent No.2.

The matters requires consideration.

Issue notice to the respondents.

Learned Public Prosecutor accepts notice on behalf of respondent No.1-State.

Thus, notice be issued to respondent No.2 only.

Learned Public Prosecutor is further directed to call for the latest factual report and the case diary on the next date of hearing.

List the matter on 27.05.2024.

In the meanwhile and till next date of hearing, the petitioners shall not be arrested in connection with FIR No.232/2023 registered at Police Station Rashmi, District Chittorgarh for the offences under Sections 420, 406 and 120-B of the IPC. However, the petitioners are directed to appear before the Investigating Officer on 22.04.2024 at 11:30 AM. with all the requisite documents.

(KULDEEP MATHUR),J