

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

S.B. Criminal Miscellaneous (Petition) No. 1515/2026

1. Mohammad Arif S/o Sh. Ahmed Noor, Aged About 40 Years, Resident Of 528/35 Otc Scheme, Chippa Colony, Mulla Talai, District Udaipur
2. Mohammad Arif S/o Mohammed Rafique, Aged About 40 Years, Resident Of 38, Bagar Gali, Hathi Pole District Udaipur
3. Mohammad Aasim S/o Sh Mohammed Hani, Aged About 22 Years, Resident Of 38, Bager Gali, Hathi Pole, District Udaipur
4. Rizwanuddin S/o Sh Mohammad Ayyub, Aged About 35 Years, Resident Of 36, Bagar Gali, Inside Hathipole, Girwa, District Udaipur
5. Mohammad Yaseen S/o Sh Mohammed Rafique, Aged About 38 Years, 38 Bagar Gali, Behind Lucky Flowers, Hathi Pole, Girwa, District Udaipur
6. Mohammad Aatir S/o Sh Mohammed Salim, Aged About 19 Years, Resident Of 528/35, Bagar Gali, Otc Scheme, Chipa Colony, Mulla Talai, Girwa, District Udaipur
7. Mohammad Shoyeb Chhipa S/o Sh Saeed Ahmed, Aged About 39 Years, Resident Of 528/6, Otc Scheme, Chhipa Colony, Mulla Talai, District Udaipur

-----Petitioners

Versus

1. State Of Rajasthan, Through Its Pp
2. Mohammad Zafar S/o Shri Nizamuddin, Resident Of Jatwadi Temple Lane, Ghantaghar Police Station, Dist. Udaipur

-----Respondents

For Petitioner(s)	:	Mr. Sheetal Kumbhat Mr. Naman Bhansali Mr. Meetaksh Dadhich
For Respondent(s)	:	Ms. Sonu Kumawat, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

15/04/2026

The present criminal misc. petition has been filed by the petitioners under Section 528 of BNSS for quashing of FIR No.12/2026, registered at Police Station Hathipol, District Udaipur for offences under Sections 126(2), 115(2), 76 and 189(2) of BNS.

Learned counsel for the petitioners submits that in the present case Ms. 'A' who is said to be cousin sister of the petitioners No.2, 3, 5 and 7 had lodged an FIR under Sections 64(1), 333 and 351(2) of BNS. It is submitted that, thereafter, she was to get married and a compromise for the purpose of securing bail was executed. However, after being released on bail the accused alongwith his family members tried to pressurize the prosecutrix to withdraw the case. They allegedly attacked her pursuant to which the FIR No.8/2026 was filed wherein the complainant in the present case has been arrayed as an accused.

Subsequently, the accused attempted to lodge a cross FIR regarding the same incident which had already been lodged bearing FIR No.9/2026. In order to further pressurize the prosecutrix present FIR No.12/2026 has been registered against her family members. The said FIR is based on the very same set of facts as forming the basis of the earlier FIR No.09/2026. It is contended that the present proceeding is nothing but purely a gross abuse of process of law and the prosecutrix is being unduly pressurized to compromise the matter.

This Court has gone through the entire record that has been placed on record and the averments made by the learned counsel for the petitioners.

In view of the same, this Court is inclined to interfere.

Issue notice.

Learned Public Prosecutor accept notice on behalf of respondent-State.

Let notice be issued to respondent No.2, returnable within three weeks.

Learned Public Prosecutor is directed to call for the factual report on the next date of hearing.

In the meanwhile and till the next date of hearing, the petitioners shall not be arrested in connection with FIR No.12/2026 registered at Police Station Hathipol, District Udaipur. However, the petitioner shall join investigation.

List this matter again after three weeks.

(BALJINDER SINGH SANDHU),J

36-mayank/-