



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

S.B. Criminal Misc(Pet.) No. 3230/2025

Jagdish S/o Late Shri Dulichand Sharma, Aged About 62 Years,
R/o Aadarsh Nagar, Banar Road, Ramjanji Ka Hatha, Jodhpur
(Raj)

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Komal Sharma W/o Shri Arjun, D/o Shri Shivilal Sharma,
R/o Brahmpuri, Nala Ki Gali, Jodhpur (Raj)

-----Respondents

For Petitioner(s)	:	Mr. Nirupam Gupta
For Respondent(s)	:	Mr. Narendra Singh, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

24/04/2025

Learned counsel for the petitioner submitted that the petitioner, who is close relative of the husband of the respondent No.2- Smt. Komal Sharma has been falsely roped in the present case owing to her matrimonial dispute with her husband- Arjun.

Drawing attention of the Court towards the application submitted by the respondent No.2 under Section 12 of the Domestic Violence Act, learned counsel submitted that no specific allegations have been levelled against the present petitioner by the complainant in the said application and no relief has been claimed against the present petitioner. It was contended that the learned trial Court has committed an error while rejecting the application filed on behalf of the petitioner seeking deletion of his

name in the proceedings pending before it under Section 12 of the Domestic Violence Act.

The matter requires consideration.

Issue notice to the respondents.

Learned Public Prosecutor accepts notice on behalf of respondent No.1-State. Service of notice upon respondent No.1-State is complete. Thus, notice be issued to respondent No.2 only. Rule is made returnable within a period of eight weeks.

List the matter on 06.08.2025.

In the meanwhile and till further orders, the effect and operation of the order dated 30.11.2024 passed by learned Judicial Magistrate No.1, Jodhpur Metro in Criminal Misc. Case No.159/2024 (N.C.V. No.3341/2024) and 19.03.2025 passed by learned Additional Sessions Judge (Women Atrocities Cases), Jodhpur Metro in Criminal Appeal No.1/2025 shall remain stayed qua the petitioner.

(KULDEEP MATHUR),J