

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

S.B. Criminal Misc(Pet.) No. 3292/2024

Ram Kishan S/o Shri Nagji Ram Gadari, Aged About 30 Years, R/o Gadari Mohalla, Gadari Kheda, Police Station Kotadi, District Bhilwara.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Bheru Lal S/o Lalu Keer, R/o Keero Ka Kheda, Sanganer, Police Station Subhashnagar, District Bhilwara.

-----Respondents

For Petitioner(s) : Mr. B.S. Charan.

For Respondent(s) : Mr. H.S. Jodha, PP

HON'BLE MR. JUSTICE ARUN MONGA

Order

23/08/2024

1. Learned counsel for the petitioner contends that the land in question, qua which FIR has been registered, is a family property. In respect thereof a civil suit is also pending and trial is going on before the competent civil court. Notwithstanding, based on the same facts and allegations, in misuse of the penal provisions, alleging criminal culpability where none exists, FIR has been registered.
2. Issue notice.
3. Mr. H.S. Jodha, PP accepts notice on behalf of the respondent-State and seeks time to file status report.
4. Let notice be issued to the respondent No.2.



[CRLMP-3292/2024]

5. Meanwhile, no coercive steps shall be taken against the petitioner qua the FIR in question. However, he shall join investigation as and when summoned by the Investigating Officer.

(ARUN MONGA),J

42-Rmathur/-