

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

S.B. Criminal Misc(Pet.) No. 4158/2024

Prakash Chand S/o Harchand Ram, Aged About 47 Years, R/o
Village Dayasagar, Tehsil Phalodi, District Phalodi.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Ramniwas Sharma S/o Kamata Prasad Sharma, R/o
63/66, Pratap Nagar, Sanganer, Jaipur City (East),
Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Awar Dan Ujjwal
For Respondent(s)	:	Mr. Vikram Sharma - PP

HON'BLE MR. JUSTICE ARUN MONGA

Order

03/07/2024

Issue notice.

Mr. Vikram Sharma, learned Public Prosecutor accepts notice on behalf of respondent No.1 - State. Let notice be issued to respondent No.2.

On a Court query, learned Public Prosecutor submits that petitioner was issued a notice under Section 41 Cr.P.C. and pursuant thereto he appeared before the I.O. and his statement has been recorded and has been sent back as he was not required to be arrested.

However, learned counsel for the petitioner states that there is a lurking apprehension that in view of the registration of the FIR, the petitioner may be arrested, even though he is ready and willing to join the investigation.



In the premise, in case petitioner is required to be further investigated, he shall appear before the I.O. as and when summoned, but no coercive steps shall be taken against the petitioner qua the FIR in question.

Report be filed in the meanwhile qua the status of the investigation and the role attributed to the petitioner.

(ARUN MONGA),J

146-AK Chouhan/-