

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

S.B. Criminal Misc(Pet.) No. 4263/2024

Bhajanlal S/o Shri Virma Ram, Aged About 38 Years, B/c Vishnoi,
R/o Bishnoiyo Ki Dhani Village Paati, Dist. Pali.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Sundar Kumari D/o Rooparam, Aged About 22 Years, B/c Vishnoi, R/o Village Pur, Dist. Jalore.

-----Respondents

For Petitioner(s)	:	Ms. Adwaita Sharma Mr. Abhishek Choudhary
For Respondent(s)	:	Mr. Mahipal Bishnoi, PP

HON'BLE MR. JUSTICE ARUN MONGA

Order

18/07/2024

Having perused the proof appended with the petition herein qua the relationship between the petitioner and the prosecutrix, *prima facie* it appears that it was a consensual personal intimacy between the two of them. Subsequently, their relationship seems to have turned sour. Feeling jilted, the complainant has levelled the allegations against the petitioner qua the alleged offence under Section 376 of IPC along with the co-accused resulting in invocation of 376 (D) also.

On a Court query, learned Public Prosecutor submits that preliminary investigation has revealed that as far as other co-accused are concerned their mobile locations were not found to be at the place of occurrence alleged by the prosecutrix.

Issue notice.



Mr. Mahipal Bishnoi, PP accepts notice on behalf of respondent-State and seeks time to file report particularly the photographs and the other relevant proof appended with the petition herewith and the genuineness thereof.

Notice be issued to Respondent No.2.

Meanwhile, petitioner to join investigation, but no coercive steps shall be taken.

(ARUN MONGA),J

47-DhananjayS/-