

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

S.B. Criminal Misc(Pet.) No. 4316/2024

1. Siyaram S/o Sanwata, Aged About 21 Years, R/o Karadkhedi, P.s. Kachola Dist. Bhilwara,raj.
2. Madan S/o Sanwata, Aged About 30 Years, R/o Karadkhedi, P.s. Kachola Dist. Bhilwara,raj.
3. Ramswaroop S/o Sanwata, Aged About 27 Years, R/o Karadkhedi, P.s. Kachola Dist. Bhilwara,raj.
4. Ambalal S/o Sanwata, Aged About 32 Years, R/o Karadkhedi, P.s. Kachola Dist. Bhilwara,raj.
5. Dayaram S/o Sanwata, Aged About 25 Years, R/o Karadkhedi, P.s. Kachola Dist. Bhilwara,raj.

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Bhoja S/o Rupa Gurjar, R/o Biliya Ka Jhupada, Bigod, Dist. Bhilwara,raj.

-----Respondents

For Petitioner(s) : Mr. Pravin Vyas.

For Respondent(s) : Mr. Vikram Sharma, PP.

HON'BLE MR. JUSTICE ARUN MONGA

Order

09/07/2024

1. Learned counsel for the petitioner inter alia contends that the prosecutrix is a major girl aged 19 years. She has left her parental home on her own volition and free will and is currently in a live in relationship with the petitioner No.1. Her partner has been arrayed as an accused at the instance of her father, who is the complainant in the FIR. He has made false declaration that the prosecutrix is a minor, which led to the registration of the FIR.

2. Learned counsel for the petitioner has drawn attention of this Court to the ration card appended with the petition, in which, the age of the petitioner is stated to be 19 years and he submits that she is born on 12.04.2005.
3. Issue notice.
4. Learned Public Prosecutor accepts notice on behalf of respondent No.1 - State. Let notice be issued to respondent No.2.
5. Learned Public Prosecutor seeks time to file a report on the age of the prosecutrix.
6. Meanwhile, no coercive steps shall be taken against the petitioners qua the FIR in question. However, petitioners shall join the investigation as and when summoned by the Investigating Officer.

(ARUN MONGA), J