

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

S.B. Criminal Misc(Pet.) No. 4525/2024

Kanahaiya Lal Suthar S/o Shree Ram Suthar, Aged About 50
Years, R/o Sareri Hurda, Gulabpura, Dist. Bhilwara.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Kanku Bai W/o Mangal Prasad, R/o Bhawanipura Sareri
Station, Hurda, Gulabpura, Dist. Bhilwara.

-----Respondents

For Petitioner(s)	:	Ms. Shobha Prabhakar
For Respondent(s)	:	Mr. Vikram Sharma, P.P.

HON'BLE MR. JUSTICE ARUN MONGA

Order

16/07/2024

Learned counsel for the petitioner contends that the dispute in question arising out of an agreement to sale dated 05.04.2023 is purely civil in nature. In complete misuse of the police power, the FIR in question has been registered at the instance of the prospective buyer of the property, who has herself backed out to pay the balance consideration.

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.

Learned Public Prosecutor seeks time to file a report.

Meanwhile, no coercive steps shall be taken against the petitioners qua the FIR in question. However, petitioner shall join



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the investigation as and when summoned by the Investigating Officer.

(ARUN MONGA),J

54-AnilKC/-