

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

S.B. Criminal Misc(Pet.) No. 4905/2024

1. Laxman Nath S/o Shri Late Shri Jagdish Nath, Aged About 40 Years, Gulab Sagar, Jodhpur.
2. Harendra Nath S/o Late Shri Kishan Nath Rawal, Aged About 43 Years, Mali Mohalla, Near Baori School, Marwar Junction, Distt. Pali.
3. Smt. Dipika W/o Harendra Nath, Aged About 41 Years, Mali Mohalla, Near Baori School, Marwar Junction, Distt. Pali.
4. Smt. Lila Devi W/o Shri Mahesh Nath, Aged About 39 Years, Village Saran, P.s. Siriyari, Tehsil Marwar Junction, Distt. Pali.
5. Mahesh Nath S/o Shri Indra Nath Rawal, Aged About 41 Years, Nath Ji Ka Bera, Village Saran, Tehsil Marwar Junction, Distt. Pali.
6. Om Prakash S/o Late Shri Nathi Lal, Aged About 60 Years, Tehsil Premises, Marwar Junction, Distt. Pali.

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Tulsi Devi W/o Late Shri Laxman Nath, B/c Nath, R/o Natho Ka Bas, Sojat City, Distt. Pali.

-----Respondents

For Petitioner(s) : Mr. Surendra Singh Choudhary.

For Respondent(s) : Mr. S.S. Rajpurohit, P.P.

HON'BLE MR. JUSTICE ARUN MONGA

Order

26/07/2024

Learned counsel for the petitioners, inter alia, contends that dispute is purely civil in nature, qua which, trial is already pending before the competent civil court and the FIR has been registered against the petitioners in complete abuse of process of the power

merely to put pressure on them to give up their rights in the property in question.

Issue notice.

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, petitioners shall join the investigation as and when summoned by the Investigating Officer.

(ARUN MONGA)J.

48-Sumit/-