

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

S.B. Criminal Misc(Pet.) No. 5024/2024

1. Palash Vaishya S/o Ashok Vaishya, Aged About 43 Years,
12 Rajendra Nagar Agarwal Colony Gariyawas Road
Udaipur.
2. Ankita Vaishya W/o Palash Vaishya, Aged About 40 Years,
12 Rajendra Nagar Agarwal Colony Gariyawas Road
Udaipur.
3. Ashok Vaishya S/o Ram Gopal Agarwal, Aged About 72
Years, 12 Rajendra Nagar Agarwal Colony Gariyawas Road
Udaipur.

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Mahendra Agarwal S/o Patram Ji Agarwal, Asanpole West
Bengal At Present 12 Rajendra Nagar Gariyavas Road
Udaipur.

-----Respondents

For Petitioner(s) : Mr. Jitendra Ojha.

For Respondent(s) : Mr. Mahipal Bishnoi, P.P.

HON'BLE MR. JUSTICE ARUN MONGA
Order

01/08/2024

Learned counsel for the petitioners, inter alia, contends that dispute is purely civil in nature 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

68-Sumit/-