

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

**S.B. Criminal Misc(Pet.) No. 7602/2024**

Sanjay Chobisa S/o Manohar Lal Chobisa, Aged About 27 Years,  
R/o Near Taheriya School, Salumbar, Dist. Udaipur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Chetan Mali S/o Mangi Lal Mali, R/o Kapasan, Dist. Chittorgarh.

-----Respondents

**CONNECTED WITH**

**S.B. Criminal Misc(Pet.) No. 7603/2024**

Bal Mukund Inani S/o Shri Kailash Chandra Inani, Aged About 40  
Years, R/o Somani Mohalla, Kapasan, Chittorgarh - 312202

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Chetan Mali S/o Mangilal Mali, Aged About 32 Years, R/o Kapasan, Chittorgarh.

-----Respondents

---

|                     |   |                                                                        |
|---------------------|---|------------------------------------------------------------------------|
| For Petitioners     | : | Mr. Deepak Menaria<br>Mr. Raghuveer Singh Bhati                        |
| For Respondent No.1 | : | Mr. Vikram Singh Rajpurohit, Dy.GA<br>Mr. Ravindra Singh, Asstt. to GA |

---

**HON'BLE MR. JUSTICE FARJAND ALI**

**Order**

**13/11/2024**

1. Prima facie, there is substance in the submission of learned counsel for the petitioners that no allegation under Section 384 of IPC is made out. When the allegations are examined in the light of the judgment passed by Hon'ble the

Supreme Court in the case of **Isaac Isanga Musumba & Ors.**  
**Vs. State of Maharashtra & Ors.** reported in **2014 (15) SCC**  
**357.**

2. Issue notice of the criminal misc. petitions as well as stay petitions.
3. Learned Dy.GA accepts notice on behalf of the respondent No.1-State. Thus, notice be issued to the respondent No.2 only, returnable on 08.01.2025.
4. In the meantime, the petitioners shall not be arrested in connection with the FIR No.96/2024 registered at Police Station Kapasan, District Chittorgarh.

**(FARJAND ALI),J**

Abhishek Kumar  
S.Nos.69-70