

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 579/2022

Ramniwas S/o Panchuram and ors.

----Petitioners

Versus

State Of Rajasthan and anr.

----Respondents

For Petitioner(s) : Mr. Girraj P. Sharma through VC

For Respondent(s) : Mr. F.R. Meena, PP

HON'BLE MR. JUSTICE FARJAND ALI

Order

21/01/2022

Learned counsel for the petitioners submits that the allegations levelled in the FIR are highly absurd, preposterous and improbable in view of the totality and circumstances of the case.

As a matter of fact, as it is contended in the FIR that the marriage of petitioner No.1 got solemnized with complainant of this case on 12.05.2019 and since thereafter, a marital rift arose in between the parties, for that, much before the lodging of the FIR impugned, petitioners' party approached this Court seeking protection of their life and liberty, whereby this Court on 28.10.2021 had passed an order to the State authority to keep vigil so that no harm is caused to the petitioners' family. Thereafter on 11.01.2022, the impugned FIR has been lodged, wherein allegations are levelled as since May, 2019 she was subjected to rape by her brother-in-law(devar) and father-in-law etc. However, why she kept her mouth shut and how no complaint was made by her to anyone is not clarified.

Learned counsel further submits that the allegation levelled in the FIR is nothing but a bundle of lie.

The matter requires consideration.

Heard.

Issue notice.

Learned Public Prosecutor accepts notice on behalf of respondent-State, thus notice be issued to respondent No.2 only.

Learned Public Prosecutor is also directed to procure case diary along with the latest factual report on the next date of hearing.

Put up on 25.02.2022.

Till the next date, petitioners shall not be arrested.

(FARJAND ALI),J

Hemant/129

