

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

S.B. Criminal Miscellaneous (Petition) No. 1978/2018

Mustak Khan

-----Petitioner

Versus

State Of Raj And Anr

-----Respondent

For Petitioner(s) : Mr. Tapeswar Singh Parmar

For Respondent(s) : Mr. N.S. Dhakad, Public Prosecutor

HON'BLE MR. JUSTICE KANWALJIT SINGH AHLUWALIA

/ Order

16/04/2018

The learned counsel appearing for the petitioner contends that in the year, 2015, the brother of the complainant/respondent No.2 had lodged an F.I.R. No.522 dated 04.10.2015 at Police Station Kishangarhbas, District Alwar. Counsel further contends that on the self-same allegations, impugned F.I.R. No.0122 dated 16.03.2018 has been lodged at the same Police Station. Counsel submits that second F.I.R. is not permissible, in view of the observations made by the Supreme Court in the case of ***Amitbhai Anilchandra Shah Vs. Central Bureau of Investigation and another***, reported as **(2013) 6 S.C.C. 348**.

Issue notice to the respondents, for 11.07.2018.

Till then, the further proceedings arising out of impugned F.I.R. shall remain stayed.

(KANWALJIT SINGH AHLUWALIA),J

ashok