

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 1483/2023

Sunil S/o Maha Singh, R/o House No. 67, Gali No. 4, Gautam Colony, Narela, New Delhi.

-----Petitioner

Versus

1.

State of Rajasthan, Through Public Prosecutor.
2.

Victim D/o Dayaram, R/o Thanagazi, Tehsil Thanagazi, District Alwar.

-----Respondents

For Petitioner(s)	:	Mr. Mustak Ahmad for Mr. Sageer Ahmed
For Respondent(s)	:	Mr. Jitendra Singh Rathore, PP Mr. Mohit Gupta

JUSTICE ANOOP KUMAR DHAND

Order

23/04/2026

1.

The instant misc. petition is listed before this Court in pursuance of the directions issued by the Hon’ble Apex Court in the case of **Vijay Kumar and Ors. Vs. State of Rajasthan** (Petition for Special Leave to Appeal (Crl.) No. 773/2026, decided on 15.01.2026), wherein the Hon’ble Apex Court observed that in various matters, interim orders have been passed in criminal revision petitions and petitions filed under Section 482 Cr.P.C., as a result of which trial relating to serious offences such as murder, rape, dacoity, dowry death, etc., could not proceed and remained stalled/held up due to the passage of considerable time.
2.

Directions have been issued to this Court and other High Courts to take up such like matters which are pending since long,

on priority and decide the same expeditiously without deferring the hearings to subsequent dates.

3. By way of filing the instant petition, a challenge has been led to the impugned FIR No.501/2022, registered with Police Station Thanagazi, District Alwar for the offences punishable under Section 376(2)(n), 313, 323 IPC.

4. At the very outset, learned counsel appearing on behalf of the complainant as well as the learned Public Prosecutor apprise this Court that looking to the fact that the alleged incident has occurred at Narela, Delhi, hence, as per the orders received from the Judicial Magistrate, Thanagazi, the SHO, Police Station Thanagazi, District Alwar has transferred the investigation of the impugned FIR to Police Station Narela, Delhi as the incident has occurred within the territorial jurisdiction of the Police Station Narela, Delhi. He further submits that under the changed circumstances, no cause of action survives with the petitioner to continue with the instant petition before this Court, as no FIR is pending against him within the territorial jurisdiction of the Police Station Thanagazi, District Alwar.

5. Considering the above factual aspect of the matter, the instant petition dismissed on this count alone, granting liberty to the petitioner to avail the remedies available to him before the Competent Court having jurisdiction.

6. Stay application, all pending application(s), if any shall also stand disposed of.

(ANOOP KUMAR DHAND),J