

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

S.B. Criminal Miscellaneous (Petition) No. 1760/2019

Rohitash Jangid S/o Sh. Hanuman Prasad Jangid & Anr.

----Petitioners

Versus

State Of Rajasthan & Anr.

----Respondents

For Petitioner(s) : Mr. Vivek Goyal
For Respondent(s) : Mr. Atul Sharma, PP

HON'BLE MR. JUSTICE KANWALJIT SINGH AHLUWALIA

Order

13/03/2019

Counsel for the petitioners has contended that petitioners are tenant and they were having dispute with the landlord. Counsel for the petitioners has contended that in the FIR, complainant has alleged that water supply was disconnected by the department for non-payment of the dues.

Counsel for the petitioners has contended that complainant landlord has made a grievance that petitioners had furnished a wrong affidavit to the public authorities for restoration of the water supply connection by stating therein that the water meter was stolen.

Counsel for the petitioners has contended that complainant has alleged that on the affidavit petitioner No.2 son of petitioner No.1 appended his own signatures as Jitendra Kumar Jangid.

Counsel for the petitioners has contended that furnishing of wrong information to the public authorities on oath shall constitute offence under Section 181 IPC. Counsel for the

petitioners has contended that at the most offences falling under Section 177 or 182 IPC shall be attracted.

Counsel for the petitioners has contended that qua above all three offences FIR cannot be registered as complaint is to be filed by the public servant in view of bar under Section 195 Cr.P.C.

Issue notice to the respondents for 08.07.2019. Meanwhile, further proceedings arising out of impugned FIR shall remain stayed.

(KANWALJIT SINGH AHLUWALIA),J

Heena/82

