

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

S.B. Criminal Miscellaneous (Petition) No. 2701/2021

Salma Akhtar and Ors.

-----Petitioners

Versus

State Of Rajasthan and Anr.

-----Respondents

For Petitioner(s)	:	Mr. Mohammed Anees through VC
For Respondent(s)	:	Mr. Laxman Meena, PP

HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL

Order

29/06/2021

This petition under Section 482 CrPC has been filed for quashing the FIR No.148/2021 dated 10.03.2021 registered at Police Station Ramganj, District Jaipur City (North) for the offence under Sections 420, 467, 468, 471, 197 & 120-B of I.P.C.

Learned counsel for the petitioner submitted that in the FIR allegation against the petitioners is that they have obtained a *patta* from the Nagar Nigam, Jaipur for the land measuring 277.39 square yards instead of 119.80 square yards, the correct measurement under ownership of the petitioner No.1. Drawing attention of this Court towards the order dated 28.08.2019 passed by Director Local Bodies, Jaipur in the revision petition preferred by father of the complainant assailing validity of the *patta* in question, the order dated 13.12.2019 passed by Deputy Commissioner, Hawamahal Zone (East), Nagar Nigam, Jaipur and the certificate dated 30.09.2020 issued by the Deputy Commissioner, Hawamahal Zone (East), Nagar Nigam, Jaipur,

learned counsel submitted that the Nagar Nigam, Jaipur has found the *patta* in favour of the petitioner No.1 to be valid.

Issue notice confined to the respondent No.2.

List this matter on 12.07.2021.

Learned Public Prosecutor is directed to procure the case diary as well as the status report of investigation.

Heard the learned counsel for the petitioners on stay application.

Taking into consideration the contentions advanced by learned counsel for the petitioners, the contents of FIR, the material on record especially the order dated 28.08.2019 passed by the Director Local Bodies in the revision petition preferred by complainant's father, the order dated 13.12.2019 passed by the Deputy Commissioner and the certificate dated 30.09.2020 issued by the Deputy Commissioner, Hawamahal Zone, Nagar Nigam, Jaipur, it is directed that the investigation may continue; however, the petitioners shall not be arrested till next date.

(MAHENDAR KUMAR GOYAL),J

PRAGATI/29

सत्यमेव जयते