

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



S.B. Criminal Miscellaneous (Petition) No. 2651/2023

Santara Devi W/o Late Lalchand Alias Lalaram, aged about 66 Years, R/o Dhani Jajma Wali, Tan Datal, Tehsil and Police Station Nangal Choudhari, District Mahendergarh, Haryana.

-----Petitioner

Versus

1. State Of Rajasthan, Through P.P
2. Rajendra S/o Ramchandra, R/o Dhani Jajma Wali, Tan Datal, Tehsil And Police Station Nangal Choudhari, District Mahendergarh, Haryana.
3. Karampal S/o Ramchandra, R/o Dhani Jajma Wali, Tan Datal, Tehsil And Police Station Nangal Choudhari, District Mahendergarh, Haryana.
4. Neeraj S/o Rajendra, R/o Dhani Jajma Wali, Tan Datal, Tehsil And Police Station Nangal Choudhari, District Mahendergarh, Haryana.
5. Lala S/o Unknown, R/o Molaheda, Tehsil Kotputli, District Jaipur, Rajasthan.
6. Satbir Singh Alias Sattu S/o Richpal Singh, R/o Banethi, Tehsil Kotputli, District Jaipur, Rajasthan,
7. Jaipal S/o Kailash, R/o Dhani Jajma Wali, Tan Datal, Tehsil And Police Station Nangal Choudhari, District Mahendergarh, Haryana.

-----Respondents

For Petitioner(s)	:	Mr. Jahangir Alam Salawat
For Respondent(s)	:	Mr. Jitendra Singh Rathore-PP Ms. Aanchal Goyal

JUSTICE ANOOP KUMAR DHAND

Order

01/05/2026

1. By way of filing the instant criminal misc. petition, multiple prayers have been made including a prayer for issuing directions

for sending the matter to the Central Bureau of Investigation for conducting fair and impartial re-investigation of FIR No. 261/2015, registered with the Police Station Paniyala, District Jaipur Rural for the offences punishable under Sections 302, 406 and 143 IPC.

2. Learned counsel for the petitioner submits that right from the inception of the impugned FIR, the Police/Investigating Officer was led by the accused that is why fair and impartial investigation was not done. Hence, under these circumstances, the petitioner has approached this Court by way of filing the instant petition, seeking appropriate directions to the Investigating Officer/State by making multiple prayers.

3. At the outset, learned Public Prosecutor on the basis of the factual report dated 19.04.2026 received from the SHO, Police Station Paniyala, District Kothputli Behror, apprised this Court that after investigation, Final Report was submitted in the impugned FIR before the Court of Metropolitan Judicial Magistrate, Kothputli on 19.12.2015 and the same has been accepted by the concerned Court on 12.07.2018. Counsel submits that under these circumstances, the instant petition has become infructuous.

4. During the course of arguments, it has been apprised by the counsel for the petitioner that the validity of the impugned order dated 31.08.2018 passed by the Court of Judicial Magistrate, Kothputli, District Jaipur was assailed by the petitioner before the Court of Additional District and Sessions Judge No. 1, Kothputli, District Jaipur but the same was rejected vide order dated 01.07.2023.

5. It is the considered opinion of this Court that under the changed circumstances, no relief can be granted to the petitioner

as the instant petition has become infructuous and much water has flown thereafter. During the pendency of the instant petition, the police submitted the Final Report against which protest petition was submitted by the petitioner, however, the learned Magistrate, Kothputli vide order dated 31.08.2018 accepted the FR. Thereafter, revision petition was submitted by the petitioner against the aforesaid order and the same has also been rejected by the Court of Additional District and Sessions Judge No. 1, Kothputli vide order dated 01.07.2023.

6. In the considered opinion of this Court, the validity of the aforesaid orders are required to be assailed by the petitioner, if she feels aggrieved, before the appropriate forum of law. Hence, the instant petition stands disposed of, granting liberty to the petitioner to assail the validity of the order dated 31.08.2018 passed by the Court of Judicial Magistrate Kotputli, District Jaipur and the order dated 01.07.2023 passed by the Additional District and Sessions Judge No.1, Kothputli, District Jaipur before the appropriate forum of law.

7. Accordingly, the instant criminal misc. petition stands disposed of. Stay application and all pending application(s), if any, also stand disposed of.

(ANOOP KUMAR DHAND),J