

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

S.B. Criminal Miscellaneous (Petition) No. 4209/2019

1. Dr. Ashok Kumar Sen S/o Shri Moolchand B/c Sen, Aged About 33 Years, R/o Sen Bhawan, Kali Tek Hanuman Mandir Ke Pass, Sakatpura, Ps Kunadi, Kota, Raj., At Present Village Seedra, Post Newai, District Tonk, Raj.
2. Moolchand Sen S/o Late Shri Ramgopal Sen, Aged About 61 Years, B/c Sen, R/o Sen Bhawan, Kali Tek Hanuman Mandir Ke Pass, Sakatpura, Ps Kunadi, Kota, Raj.
3. Chanda Bai W/o Shri Moolchand, Aged About 55 Years, B/c Sen, R/o Sen Bhawan, Kali Tek Hanuman Mandir Ke Pass, Sakatpura, Ps Kunadi, Kota, Raj.
4. Praveen S/o Shri Moolchand, Aged About 25 Years, B/c Sen, R/o Sen Bhawan, Kali Tek Hanuman Mandir Ke Pass, Sakatpura, Ps Kunadi, Kota, Raj.
5. Lokesh S/o Shri Moolchand, Aged About 28 Years, B/c Sen, R/o Sen Bhawan, Kali Tek Hanuman Mandir Ke Pass, Sakatpura, Ps Kunadi, Kota, Raj.

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp.
2. Vinita Sen D/o Shri Mohan Lal Sen B/c Sen, Aged About 29 Years, R/o 6/3, Pwd Colony, Purane Gurudware Ke Peeche, Vigyan Nagar, Ps Vigyan Nagar, Kota, Raj.

-----Respondents

For Petitioner(s)	:	Mr. Samarth Sharma
For Respondent(s)	:	Mr. Arvind Bhadu, P.p.

HON'BLE MR. JUSTICE PANKAJ BHANDARI

Order

26/09/2019

1. Petitioners have preferred this misc. petition seeking quashing of proceedings pending before the Court below in pursuance of FIR No.15/2017.

2. It is contended by counsel for the petitioners that respondent No.2 concealing the factum of her earlier marriage with Sandeep Moury entered into the marriage with petitioner No.1. When this fact came into notice of petitioner No.1, he filed an application under Section 11 of the Hindu Marriage Act for declaring marriage as void before the Family Court, Kota in December, 2018. Petitioner No.1 also filed an FIR against respondent No.2 and her relatives on 02.02.2019 before Police Station Kunhari, Kota City. It is contended that complainant also filed an FIR in the year 2017, in which compromise was arrived at between the parties but now Protest Petition has been filed, which is pending adjudication before the Court below.

3. Issue notice to the complainant-respondent.
4. In the meantime, Trial Court shall not proceed with the case.
5. List after service.

(PANKAJ BHANDARI),J

Simple Kumawat /51

