

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No.4360/2019

1. Hariom S/o Shri Shriram, R/o Dantala Gurjran Narnouliya Ki Dhani Tehsil Jamwa Ramgarh, District Jaipur, Raj.
2. Rajesh Meena S/o Shri Ramsingh Meena, R/o Village Haripura Tehsil Ajitgarh, District Sikar, Raj.
3. Rohitashv Meena S/o Shri Samarth Meena, R/o Village Haripura Tehsil Ajitgarh, District Sikar, Raj.

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp.
2. Hansraj Meena S/o Shri Hanuman Sahya, R/o Toda Meena Jamwa Ramgarh, District Jaipur, Raj.

-----Respondents

For Petitioner(s)	:	Mr. Prakash Chand Thakuriya
For Respondent(s)	:	Mr. Jitendra Singh Rathore, PP

JUSTICE ANOOP KUMAR DHAND

Order

29/04/2026

1. By way of filing the instant criminal misc. petition, a challenge has been led to the impugned FIR No.82/2019 registered with Police Station Chandwa Ji District Jaipur Rural for the offence punishable under Section 365 IPC.
2. Learned counsel for the petitioners submits that one Gopal Lal Meena outraged the modesty of two girls and when he was caught, he admitted his guilt on 17.03.2019 and document was also executed by him in this regard. Learned counsel submits that after execution of the aforesaid document, impugned FIR with vague, false and vexatious allegations have been levelled against the petitioners that the victim was abducted by the petitioners and

other accused persons, in fact, no such incident has occurred. Learned counsel submits that the impugned FIR has been lodged with an ulterior motive, hence, interference of this Court is warranted.

3. Learned Public Prosecutor opposed the prayer made by learned counsel for the petitioners.

4. Perusal of the allegations levelled in the impugned FIR reveals commission of cognizable offence. The correctness of the allegations cannot be examined by this Court while exercising inherent powers contained under Section 482 Cr.P.C. This Court cannot conduct roving and fishing enquiry to find out the truth behind the allegations levelled against the petitioners. Certainly, this task has been assigned to the Investigating Officer.

5. Considering the over all facts and circumstances of the case, this Court deems it just and proper to dispose of the instant petition, granting liberty to the petitioners to file an appropriate representation before the Investigating Officer along-with the documents upon which they are placing reliance. It is expected from the Investigating Officer to consider the same and submit the conclusion report of investigation under Section 173 Cr.P.C. before the Competent Court strictly in accordance with law.

6. This order has its effect only if the investigation is still lying pending and in case, charge-sheet has already been submitted against the petitioners then they would be at liberty to take all these grounds and the defence before the Trial Court at the appropriate stage of trial.

7. Accordingly, the instant criminal misc. petition stands disposed of. The stay application and all pending applications, if any, also stand disposed of.

(ANOOP KUMAR DHAND),J

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