

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

S.B. Criminal Miscellaneous (Petition) No. 7213/2021

Mukesh Kumar Singh Son Of Shri Omprakash Singh

-----Petitioner

Versus

State Of Rajasthan and Anr.

-----Respondents

For Petitioner(s) : Mr. Anil Kumar Upman through VC

For Respondent(s) : Mr. F.R. Meena, PP

HON'BLE MR. JUSTICE FARJAND ALI

Order

21/01/2022

Learned counsel for the petitioner submits that even from the allegations leveled in the FIR, no offence of rape is made out. From the fact mentioned in the FIR, the prosecutrix and the petitioner were in love relationship since the year 2013-14 and the allegations leveled in the FIR are that on many occasions, the petitioner offered the prosecutrix to get marry with him and thereafter, they maintained relationship for a considerable long time. Learned counsel places reliance on the judgment passed by Hon'ble the Supreme Court in **Pramod Suryabhan Pawar v. State of Maharashtra & Anr. in Criminal Appeal No. 1165/2019 (@SLP (Crl.) No. 2712/2019).**

Heard.

The matter requires consideration.

Issue notice, returnable within six weeks.

Learned Public Prosecutor accepts notice on behalf of State.

List the matter after six weeks.

(FARJAND ALI),J

SAHIL SONI /72

