

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 6639/2024
Ramkaran Sharma S/o Shri Moolchand Sharma

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Vaibhav Pancholi with Mr. Pawan Sharma
For Respondent(s)	:	Mr. Manvendra Singh Shekhawat, PP

HON'BLE MR. JUSTICE SAMEER JAIN
Order

21/10/2024

By way of present petition, learned counsel for the petitioner has challenged the order dated 07.09.2024 (Annexure-4), whereby the learned Trial Court has not sent the matter for investigation under Section 175(3) of B.N.S.S,2023, considering the matter to be of a civil in nature.

Learned counsel for the petitioner has placed reliance upon the judgment of Hon'ble Apex Court titled **XYZ vs. State of M.P.** reported in **Cri. Appeal No. 1184/2022**, more particularly 'para-24'.

Learned counsel has further placed reliance upon an application filed under Section 210 of B.N.S.S. (Annexure-2) and the reasons for intervention by the police authorities and qua the same has referred to 'para-11 & 18" of Annexure-2.

Heard.

Considering the facts that the petition is filed under Section 528of B.N.S.S, this Court deems it apposite to provide audience to the respondents by following the principles of natural justice, therefore notices are required to be issued to the respondents.



[CRLMP-6639/2024]

Issue notices.

On directions of this Court, learned Public Prosecutor accepts notice(s) on behalf of respondent-State.

Issue notice(s) upon private respondents.

"*Dasti*" service is permitted.

List after two weeks.

(SAMEER JAIN),J

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