HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Misc(Pet.) No. 968/2020

- 1. Tog Singh S/o Hukum Singh, Aged About 30 Years, By Caste Rajput, R/o Punjrj Ki Dhani, Barmer, District Barmer (Rajasthan).
- 2. Hukum Singh S/o Raan Singh, Aged About 50 Years, By Caste Rajput, R/o Punjrj Ki Dhani, Barmer, District Barmer (Rajasthan).
- 3. Deepa Ram S/o Nenaram, Aged About 45 Years, Busukallan, Shiv, Tehsil Shiv, Barmer.

----Petitioners

Versus

- 1. State, Through P.p.
- 2. Mahipal Singh Rathore S/o Narendra Singh, By Caste Rajput, R/o Near Van Vighag, Sardarpura, Barmer At Present Authorized Signatory Of S.k. Fincorp Limited, Office Befoe Thar Hospital, Barmer (Raj.).

----Respondents

For Petitioner(s) : Mr. Jitendra Singh Rathore

For Respondent(s) : Mr. Gaurav Singh, PP

Mr. Arpit Mehta

HON'BLE DR. JUSTICE PUSHPENDRA SINGH BHATI

Order

सत्यमेव जयत

27/07/2022

The learned Public Prosecutor has submitted the factual report, which reflects that prima-facie offence is made against the present petitioners.

Learned Public Prosecutor further submits that they are adhering to the guidelines in the precedent law of **Arnesh Kumar V State Of Bihar; (2014) 8 SCC 273** and Section 41A Cr.P.C.

In view of the above, the present petition is disposed of while directing the investigating officer to adhere to the guidelines in precedent law of Arnesh Kumar (supra) and Section 41A Cr.P.C. The investigating officer shall be at liberty to file the charge-sheet.

All pending applications stand disposed of.

(DR.PUSHPENDRA SINGH BHATI), J.

154-Zeeshan

