



**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Criminal Misc(Pet.) No. 2264/2022

Vishwas Khatri

-----Petitioner

Versus

1. State Of Rajasthan, Through PP

2. Kavita Khatri

-----Respondents

For Petitioner(s) : Mr. Ravi Bhansali, Sr. Advocate
Mr. Mohit Singhvi

For Respondent(s) : Mr. Mahipal Vishnoi, PP

JUSTICE DINESH MEHTA

Order

22/04/2022

1. Mr. Ravi Bhansali, learned Senior Counsel invites Court's attention towards the antecedent facts and points out that the petitioner and complainant were scheduled to marry on 18th July, 2021 which got postponed on account of the injury which the complainant had purportedly suffered whereafter, there arose some differences.

2. He submits that the petitioner has got married recently with another girl on 19th April, 2022 and being annoyed/aggrieved of such fact, the complainant has lodged an F.I.R. on 18.04.2022 levelling false allegation simply with a view to harass the petitioner and destroy his married life.



3. Learned Senior Advocate argues that the allegation levelled in the F.I.R. of sexual assault are absolutely *mala fide* which is evident from the fact that the engagement/their relationship stood broken in July, 2021 and the complainant had not done anything and waited for a period of more than 8 months and lodged the F.I.R. in question only when she found that the petitioner is about to marry another girl.

3. Issue notice to the respondents, returnable on 26th May, 2022. Meanwhile, neither the petitioner shall be arrested nor shall he be harassed in the name of interrogation.



203-jayesh/-

(DINESH MEHTA),J

