



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

D.B. Criminal Writ Petition No. 1570/2024

Ved Prakash Mishra S/o Shyam Kartik, Aged About 34 Years, R/o Gangashahar, 5 No. Tubel Ke Samne, Sujandesar Road, Dist. Bikaner, Raj.

-----Petitioner

Versus

1. Rajastha High Court, Principal Seat, Jodhpur, Through Registrar General (Admin.), Jodhpur
2. State Of Rajasthan, Through Chief Secretary, Ministry Of Home Affairs, Jaipur,raj.
3. Director General Of Police, Govt. Of Rajasthan, Police Head Quarter, Jaipur
4. The Superintendent Of Police, Nagaur
5. Sulekha W/o Ved Prakash, Aged About 30 Years, R/o Rathori Kuan, Dist. Nagaur
6. The Station House Officer, P.s. Mahila Thana, Nagaur,through Sho, Samjida Bano, Dist. Nagaur
7. Banshi Lal, Head Constable, Presently Posted At Mahila Thana, Nagaur
8. Rajesh Mali, Head Constable, Presently Posted At Mahila Thana, Nagaur

-----Respondents

For Petitioner(s) : Mr. Vijay Bishnoi
For Respondent(s) : Mr. BL Bhati, AAG assisted by
Mr. Aniket Tater

**HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
HON'BLE MR. JUSTICE ANUROOP SINGHI**

Order

15/09/2025

1. Heard learned counsel for the parties.
2. The present writ petition has been filed with the following prayers:-

"A. That the Hon'ble High Court may frame the directions in the form of notification or guidelines



or issued particular Circular for strict compliance of Hon'ble Apex Court Judgment in case of **Md. Asfak Alam Vs. the State of Jharkhand and another** reported in **(2023) 8 SCC 632**. And also direct to be followed by the Session Courts and all other Criminal Courts dealing with various offences.

B. That the Director General of Police, Rajasthan may direct to ensure that strict instruction to Police Departments to adhere with the Guidelines issued in case of **Arnesh Kumar Vs. State of Bihar, (2014) 8 SCC 273** judgment passed by the Hon'ble Apex Court in respect to Section 41A of Cr.P.C. may complied in true manner and spirit.

C. That the Director General of Police, Rajasthan may ensure that such guidelines and directives/departmental circulars will be issued for guidance of all Lower Court and police authorities in State within reasonable time from today itself.

D. That superintendent of Police, District Nagaur may direct to initiate Department Proceeding Against the Respondents No. 6, 7 and 8."

3. Learned counsel for the petitioner instead of joining the issues on merit submits that he will be satisfied if the application preferred by the petitioner before the respondent No.1 on 05.07.2024 may be decided at the earliest.

4. Learned AAG has not raised any objection to the submissions made by the learned counsel for the petitioner.

5. Considering the limited prayer made by learned counsel for the petitioner, the present writ petition is disposed of with a direction to the respondent No.1 Registrar General, Rajasthan High Court, Jodhpur to take appropriate action in the matter on the application preferred by the petitioner on 05.07.2024 by deciding the same at the earliest preferably within a period of six





weeks from the date of receipt of certified copy of this order strictly in accordance with law.

6. Let a copy of this order be sent to the respondent No.1.



(ANUROOP SINGHI),J

12-nitin/-

(VINIT KUMAR MATHUR),J