

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

S.B. Criminal Writ Petition No. 506/2019

Mohit Sharma S/o Shri Mahesh Chand Sharma B/c Brahmin,
Aged About 30 Years, R/o House No. 698 Vidhyut Nagar-A,
Ajmer Road, Jaipur Raj.

----Petitioner

Versus

1. State Of Rajasthan, Through Additional Chief Secretary Home Department Government Secretariat Jaipur.
2. The Director General Of Police Anti Corruption Bureau Raj., Jaipur.
3. The Additional Police Superintendent Special Unit, A.c.b. Raj., Jaipur.

.....Respondents

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For Petitioner(s)	:	Mr. Madhu Sudan Sharma
For Respondent(s)	:	Mr. Arvind Bhadu, PP

HON'BLE MR. JUSTICE PANKAJ BHANDARI

Judgment / Order

29/11/2019

1. Petitioner has preferred these misc. petitions with a limited prayer that his income received from valid sources to be considered by the Court at the time of framing of charge.
2. It is contended by counsel for the petitioner that a similar order was passed by the Court in S.B. Criminal Revision Petition No.923/2019. It is argued by counsel for the petitioner that in the charge-sheet, income of petitioner is shown, the same should be taken note of by the Court while hearing the charge arguments.
3. I have considered the contentions.
4. There is a limited prayer in the writ petitions that income of the petitioner from known sources should be considered at the time of framing of charge. Charge-sheet has been filed under Section 13(1)e, 13(2) of the Prevention of Corruption Act and Section 109 of I.P.C. Since, the allegation pertains to being in possession of disproportionate property to known sources of income, petitioner has a right to argue with regard to his known sources.
5. The writ petitions are, accordingly, allowed.
6. Petitioner is permitted to raise the question with regard to known sources at the time of charge arguments before the Court below.
7. Copy of this order be placed in the connected file.

(PANKAJ BHANDARI),J