

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

S.B. Criminal Misc(Pet.) No. 299/2026

Narsa Ram S/o Raju Ram, Aged About 34 Years, Resident Of  
Village Malva Gohilan, Utrad Chibi, Tehsil Gida, District Barmer  
(Present District Balotra), Raj..

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

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| For Petitioner(s) | : | Mr. Narsa Ram present in person |
| For Respondent(s) | : | Mr. N.S. Chandawat, Dy.G.A.     |

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**HON'BLE MR. JUSTICE FARJAND ALI**

**Order**

**16/03/2026**

1. The matter comes up for consideration on I.A. No. 01/2026, an application preferred under Section 528 of the BNSS by the petitioner, seeking that the present Miscellaneous Petition be treated as a Transfer Petition.
2. I have heard the petitioner, who is present in person, as well as learned Deputy Government Advocate. The Court has further perused the contents of the application as well as the material available on record.
3. It transpires from the record that the petitioner has instituted a petition before the Hon'ble High Court under Section 528 of the BNSS seeking transfer of Case No. 836/2025 from the Court of Chief Judicial Magistrate No. 02, Barmer to the Court of Additional Chief Judicial Magistrate No. 01, Balotra.

4. It has been submitted by the petitioner that while filing the aforesaid petition, the same was inadvertently drafted and registered as an S.B. Criminal Miscellaneous Petition, whereas in substance and intent it is a Criminal Transfer Petition under the aforesaid provision of law.

5. The petitioner has therefore prayed that, in order to rectify the inadvertent procedural defect, the present petition may kindly be treated and registered as a Criminal Transfer Petition instead of a Criminal Miscellaneous Petition.

6. Accordingly, the instant Misc. Application is allowed. Consequently, the instant S.B. Criminal Miscellaneous Petition shall henceforth be treated and registered as a Criminal Transfer Petition, in accordance with law.

**(FARJAND ALI),J**