

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

S.B. Criminal Misc(Pet.) No. 1618/2026

Alpesh Darji S/o Ramesh Bhai, Aged About 41 Years, R/o Plot
No. 9/10 B, Mithila Nagari, Anjar, Kachchha, Gujarat

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor
2. Amit S/o Khammu Ram Siyag, R/o Guda Vishnoiyan,
Vivek Vihar, Jodhpur City West, Rajasthan

-----Respondents

For Petitioner(s) : Mr. Dinesh Vishnoi

For Respondent(s) : Mr. Vikram Rajpurohit, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

09/03/2026

The present criminal misc. petition has been filed by the petitioner under Section 528 BNSS for quashing of FIR No.11/2026 registered at Police Station Vivek Vihar, District Jodhpur City West for the offences under Sections 318(4) and 316(2) of BNS.

Learned counsel for the petitioner submits that the allegations are regarding the purchase of oil from the petitioner and hence the complainant was to make the payment but however the FIR has been lodged claiming that the respondent-complainant has to pay nine lakh ninety thousand from him. He submits that even otherwise it is purely case of transaction of money which is of civil nature.

In view of the same, this Court is inclined to interfere in the matter.



Issue notice.

Learned Public Prosecutor accepts notice on behalf of respondent-State.

Let notice be issued to respondent No.2, returnable within four weeks.

In the meanwhile, petitioner shall not be arrested in connection with FIR No.11/2026 registered at Police Station Vivek Vihar, District Jodhpur City West, he shall join the investigation.

(BALJINDER SINGH SANDHU),J

104-deep/-