

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

S.B. Criminal Misc(Pet.) No. 1684/2026

1. Dev Kothari S/o Shri Poonam Chand Kothari, Aged About 85 Years, 8-9, Navlok Colony, Navratan Complex, Bedla Road, Girwa, Udaipur, Rajasthan
2. Subhash Kothari S/o Shri Jeevan Singh Ji, Aged About 66 Years, Shreeji Colony, New Bhupalpura, Khara Kunwa, Girwa, Udaipur, Rajasthan
3. Anurag Kothari S/o Dev Kothari, Aged About 47 Years, 704, Dream Home, Vesu, Vesu Water Tank, Surat City, Surat, Gujrat
4. Mayank Kothari S/o Shri Dev Kothari, Aged About 43 Years, 8-9, Navlok Colony, Navratan Complex, Bedla Road, Girwa, Udaipur, Rajasthan

-----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Mewad Health Management Private Limited, Having Its Registered Office At 17B-17C, Saheli Marg, Near Idbi Bank, Main Road, Udaipur Through Its Director And Authorized Signatory Dr. Surabhi Poswal

-----Respondents

For Petitioner(s)	:	Mr. Naman Mohnot
For Respondent(s)	:	Mr. Ramesh Devasi, PP Mr. Suresh Kumbhat

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

23/03/2026

The present criminal miscellaneous petition has been filed by the petitioners under Section 528 of the BNSS for quashing of FIR No. 19/2026, registered at Police Station Hathipole, District Udaipur, for the offences under Sections 318(4), 316(2), 338,

340, 20 and 61(2) of the BNS and Sections 66C and 66D of the IT Act, 2000.

Learned counsel for the petitioners submits that, in the present case, the allegations relate to the property of the company, which has allegedly been wrongly given on lease. He further submits that the petitioners are directors and majority stakeholders of the company, and the complainant is also a director. It is contended that there is an internal dispute within the management of the company.

Learned counsel for the respondent, while opposing the petition, submits that the petitioners have misappropriated the property; however, it is also contended that the property has been wrongly given on lease to certain persons.

This Court has considered the arguments raised by learned counsel for the petitioners as well as perused the FIR. The FIR *prima facie* discloses a civil dispute relating to the use of the company's property.

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

Issue notice.

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

Learned counsel Mr. Suresh Kumbhat accepts notice on behalf of respondent No.2.

Hence, service is complete.



List the case after four weeks.

In the meanwhile, the petitioners shall not be arrested in connection with FIR No. 19/2026 registered at Police Station Hathipole, District Udaipur; however, they shall join the investigation.

(BALJINDER SINGH SANDHU),J

69-deep/-