

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

S.B. Criminal Miscellaneous (Petition) No. 2063/2025

Suresh Kumar S/o Mangi Lal, Aged About 33 Years, R/o
Achalpur, Dist. Jalore, Raj.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Mr. Niyaj Mohammad Khan S/o Majid Khan, R/o Chauluka
Thana Maulasar, Dist. Nagaur. At Present Dy. Sp Of Police,
Sog, Raj.

-----Respondents

For Petitioner(s)	:	Mr. Pritam Solanki
For Respondent(s)	:	Mr. Deepak Choudhary, GA-cum-AAG Mr. Manraj Meena, Addl. SP I.O., SOG, Rajasthan, Jaipur.

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

13/04/2026

By way of filing the present criminal misc. petition under Section 528 BNSS, the petitioner seeks to quash FIR No.19/2022 registered at Special Police Station SOG, District ATS & SOG, Jaipur for the offence under Sections 420 & 120-B IPC; Sections 4, 6 of Rajasthan Public Examination (Prevention of Unfair Means) Act, 1992.

On last occasion, learned Public Prosecutor was directed to call for the case-diary.

Learned PP submitted on the basis of case-diary that upon interrogation-note of co-accused as well as the diary recovered from Bhupendra, the petitioner has been linked. He states that upon investigation, involvement of petitioner has been found in

receiving paper and supplying to the candidates and thereafter collecting money.

It is settled proposition of law that FIR is not an encyclopedia and the scope of investigation cannot be curtailed at the threshold. The Investigating Agency has the authority to investigate in the matter and only thereafter can a conclusion be drawn as to whether the offences under the relevant sections are made out or not.

The averments of the petitioner that he is not involved in the matter and has been falsely enroped in the present case by the Investigating Agency cannot be gone into at this stage, because investigation against the petitioner is pending and only upon further investigation in the matter clear picture would emerge.

The FIR has been registered Sections 4, 6 of Rajasthan Public Examination (Prevention of Unfair Means) Act, 1992 and involvement of petitioner has been found in purchase and supply of the question papers.

Taking into consideration the investigation made so far, this Court is not inclined to interfere.

The misc. petition, thus, is dismissed.

Stay application and all pending applications, if any, stands disposed of accordingly.

The factual report dated 12.04.2026 submitted by I.O. is taken on record.

(BALJINDER SINGH SANDHU),J