

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

S.B. Criminal Misc(Pet.) No. 2306/2026

Om Prakash Swami S/o Minda Das Swami, Aged About 54 Years,
Resident Of- Opposite Sita Bhawan, Near Maheshwari Bhawan,
Bikaner-334001, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. The State Of Rajasthan Through Superintendent Of Police,
District- Bikaner.
3. The Station House Officer, Police Station Nayasahar
District- Bikaner.
4. The Investigation Officer, Police Station- Nayasahar,
District- Bikaner.
5. Naroutam Swami S/o Parmeshwar Lal Swami, Aged About
42 Years, Resident Of Outside The Jasussar Gate, Ps-
Nayasahar, District- Bikaner

-----Respondents

For Petitioner(s)	:	Dr. Kshamendra Mathur
For Respondent(s)	:	Mr. Ramesh Dewasi, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

28/03/2026

The present criminal misc. petition has been filed by the petitioner under Section 528 of BNSS for quashing of FIR No.103/2025, registered at Police Station Nayasahar, District Bikaner for offences under Sections 120B, 420, 467, 468 and 471 of IPC.

Learned counsel for the petitioner submits that a civil suit for eviction is already pending between the parties. The complainant alleges himself to be a registered owner and has filed a suit for

eviction against the petitioner. He submits that the present FIR was registered only to pressurize the petitioner to evict from the said property and the allegations are prior to the registry when power of attorney was executed. It is stated that the FIR does not speak anything about its usage. Thereafter, the registry has executed it in their favour. It is submitted that the FIR has been registered with a malafide intention to pressurize the petitioner to vacate the premise.

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

Issue notice.

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

Let notice be issued to respondent No.5, returnable within four weeks.

In the meanwhile and till the next date of hearing, the petitioner shall not be arrested in connection with FIR No.103/2025 registered at Police Station Nayasahar, District Bikaner. However, the petitioner shall join investigation.

Another thing this Court wants to observe is that the font of the FIR is small and formatting/layout is not proper. Learned Public Prosecutor informs that this is the format followed in the entire country. Nevertheless, if there is any scope of improvement and if any clarity can be added to these documents it is beneficial for the Courts as well as for the clients and it would certainly reduce the consumption of the time in reading such documents as the FIR is the First information Report and is read through out the investigation, trial as well as during the appellate stage.



In such circumstances, this Court seeks report from the learned Public Prosecutor, if any such alternation or improvement can be made in the font and formatting of the FIR, and is directed to submit the same on or before 02.04.2026.

(BALJINDER SINGH SANDHU),J

42-mayank/-