

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

S.B. Criminal Misc(Pet.) No. 2425/2026

Kamlesh Kumar Dhakad S/o Shri Nola Dhakad, Aged About 35
Years, Dhakad Mohalla, Lakshmi Niwas, Bhilwara, Rajasthan

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Giriraj Meena S/o Kalu Lal Meena, Bapawar Kalan, Kota
Rural, Rajasthan

-----Respondents

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

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

28/03/2026

The present criminal miscellaneous petition has been filed by the petitioner under Section 528 BNSS for quashing of FIR No. 32/2026, registered at Police Station Bijolia, District Bhilwara, for the offences under Sections 4 and 5 of the Mines and Minerals (Development and Regulation) Act, 1957, and Section 379 of the IPC.

Learned counsel for the petitioner submits that the FIR has been registered on the basis of images obtained from Google Earth. He further submits that the petitioner was allotted the lease deed in the year 2022-23, and that the alleged mining pits are older than the said period. It is contended that merely because the pits are adjoining the petitioner's lease area, he has been wrongly implicated.

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

Issue notice.

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

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

In the meanwhile, the petitioner shall not be arrested in connection with FIR No. 32/2026, registered at Police Station Bijolia, District Bhilwara; however, he shall join the investigation.

(BALJINDER SINGH SANDHU),J

54-deep/-