

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

S.B. Criminal Miscellaneous (Petition) No. 2484/2026

1. Uttam Chand Derasariya S/o Shri Khem Raj, Aged About 65 Years, R/o Sadar Bajar, Bhim, Police Station Bhim, District Rajsamand, Rajasthan
2. Chandresh Derasariya S/o Uttam Chand Derasariya, Aged About 42 Years, R/o Sadar Bajar, Bhim, Police Station Bhim, District Rajsamand, Rajasthan

----Petitioners

Versus

1. State Of Rajasthan, Throuh Pp
2. Nitin Madan Derasariya S/o Madan Derasariya, R/o Sadar Bajar, Bhim, Police Station Bhim, District Rajsamand, Rajasthan

----Respondents

For Petitioner(s)	:	Mr. Awar Dan Ujjwal
For Respondent(s)	:	Ms. Sonu Manawat, PP Mr. Jayant Joshi

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

29/04/2026

The present Criminal Miscellaneous Petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking quashing of FIR No. 66/2026 registered at Police Station Bhim, District Rajsamand, for offences under Sections 324(5), 331(2), 331(4) and 61(2)(a) of the Bharatiya Nyaya Sanhita.

Learned counsel for the petitioners submits that the patta stands in his name and that he is constructing a new house thereon. He further submits that the allegations made in the FIR

are false. It is also submitted that a suit for partition has already been filed by the complainant.

In view of the above, issue notice to respondent No. 2.

Mr. Jayant Joshi, learned counsel, accepts notice on behalf of respondent No. 2. Let the matter be returnable within a period of eight weeks.

In the meanwhile, and till the next date of hearing, the petitioners shall not be arrested in connection with FIR No. 66/2026 registered at Police Station Bhim, District Rajsamand. However, the petitioners are directed to join the investigation.

(BALJINDER SINGH SANDHU),J