

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

S.B. Criminal Misc(Pet.) No. 3421/2025

Ashish Dhing S/o Sh. Basanti Lal Dhing, Aged About 44 Years, R/o 7-8, New Ahinsapuri, Girwa, District Udaipur. (Raj)

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Mangi Lal S/o Late Sh. Bhima Ji, R/o Bhala Ka Guda, Tehsil Kurabad, District -Udaipur (Raj) (Complainant)
3. Puri Lal S/o Late Sh. Bhima Ji, R/o Bhala Ka Guda, Tehsil Kurabad, District Udaipur (Raj)

-----Respondents

For Petitioner(s)	:	Mr. Sudhir Saruparia
For Respondent(s)	:	Mr. V.S. Rajpurohit, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

25/03/2026

The instant Criminal Miscellaneous Petition has been preferred by the petitioner under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), seeking quashing of FIR No. 77/2024 registered at Police Station Badgaon, District Udaipur, for offences under Sections 318(2), 316(2), 140(3), 61(2)(a) of the Bharatiya Nyaya Sanhita, 2023 (BNS) and Sections 3(1)(g) and 3(2)(va) of the SC/ST Act.

Learned counsel for the petitioner submits that in an identical petition filed on behalf of the co-accused, an interim order has already been passed by this Court in CRLMP No. 4032/2025. He further submits that the case of the present petitioner is identical to that of the co-accused, namely Dev

Prasad Kalasua and Dinesh Chandra Teli. It is also submitted that a bare reading of the FIR clearly depicts that the dispute pertains to a registry which has already been executed before the Registrar, and the present proceedings are in the nature of recovery proceedings which the complainant is attempting to initiate through criminal law.

This Court has gone through the contents of the FIR as well as the order passed by the Coordinate Bench of this Court and is inclined to interfere in the matter.

Issue notice to the respondents.

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

Let notice be issued to respondent Nos. 2 and 3.

In the meanwhile, and till the next date of hearing, the petitioner shall not be arrested in connection with FIR No. 77/2024 registered at Police Station Badgaon, District Udaipur. However, the petitioner shall join the investigation.

(BALJINDER SINGH SANDHU),J