

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

S.B. Criminal Miscellaneous (Petition) No. 3621/2026

CNR: RJHC010430042026

URN: CRLMP / 6490U / 2026

1. Durgaram S/o Ganesharam, Aged About 73 Years, R/o Aanganwa, Tehsil And District Jodhpur
2. Kesaram S/o Ganesharam, Aged About 57 Years, R/o Aanganwa, Tehsil And District Jodhpur
3. Muknaram S/o Ganesharam, Aged About 50 Years, R/o Aanganwa, Tehsil And District Jodhpur
4. Devendra S/o Muknaram, Aged About 24 Years, R/o Near Bhadwasiya School, Tehsil And District Jodhpur

----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Vikram Singh S/o Sumer Singh, R/o 01, Opposite Income Tax Office, Paota C Road, Mahamandir, Jodhpur

----Respondents

For Petitioner(s) : Mr. Chirag Kalani

For Respondent(s) : Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

08/07/2026

Learned counsel for the petitioners submits that a decree was passed in favour of the petitioners in the year 1986. However, the matter has subsequently been remanded to the learned SDO, and the partition proceedings are presently pending adjudication. It is further submitted that the petitioners are in possession of the property in question, and despite the same, the power of attorney holder has lodged the impugned FIR.

The matter requires consideration.

Issue notice to the respondents, returnable within a period of four weeks.

Learned Public Prosecutor accepts notice on behalf of respondent No.1–State.

Let notice be issued to respondent No.2.

In the meanwhile, and till the next date of hearing, the petitioners shall not be arrested in connection with FIR No. 38/2026 registered at Police Station Mandore, District Jodhpur City West, provided they join the investigation and cooperate with the Investigating Officer as and when required.

(BALJINDER SINGH SANDHU),J