

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

S.B. Criminal Miscellaneous (Petition) No. 3610/2026

Vinod Kumar S/o Shri Satyanarayan, Aged About 40 Years,
Resident Of Ward No 7 Near Hanuman Mandir 20 M.I. Lunia 15
L.M. Sri Ganganagar

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor
2. Ganesh S/o Shri Gaguram, Aged About 46 Years, Resident
Of Shree Ram Sar Road Near Govt. School Karmisar Naal
District Bikaner Rajasthan

-----Respondents

For Petitioner(s) : Mr. D.S. Thind

For Respondent(s) : Mr. Ramesh Devasi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

08/05/2026

1. The present petition under Section 528 of the BNSS, 2023 has been preferred seeking quashing of F.I.R. No.162/2025 dated 04.09.2025 registered at Police Station Naal, District Bikaner for offences punishable under Sections 109(1), 331(6), 324(5), 115(2), 125(a), 191(2), 191(3) and 190 of BNS, 2023.
2. Learned counsel for the petitioner submits that co-accused Mayur Khan has been granted stay on arrest by a Co-ordinate Bench of this Court while considering S.B. Criminal Miscellaneous (Petition) No.8684/2025 vide order dated 17.11.2025.
3. Learned Public Prosecutor, while referring to the factual report dated 07.05.2026, submits that the investigation conducted

so far *prima facie* establishes offences against Mayur Khan and other accused persons, including the present petitioner.

3. Considering the submissions made above, issue notice. Issue notice of the stay petition as well.

4. Learned Public Prosecutor accepts notice on behalf of the respondent No.1 State, thus, notice be issued to the respondent No.2 only.

5. Meanwhile and till the next date, the petitioner shall not be arrested in connection with FIR No.162/2025 registered on 04.09.2025 at Police Station Naal, District Bikaner.

6. Needless to observe that the petitioner shall join the investigation and shall appear before the Investigating Officer as and when required.

7. It is made clear that if petitioner does not co-operate during the investigation, the learned Public Prosecutor would be at liberty to move appropriate application seeking vacation of the interim order.

8. Connect with S.B. Criminal Miscellaneous Petition No.8684/2025.

(SUNIL BENIWAL),J