

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

S.B. Criminal Miscellaneous (Petition) No. 3653/2026

Devendra Singh Alias Vikram Singh S/o Bhanwar Singh Rao,
Aged About 35 Years, R/o Merta, P.s. Dabok, District Udaipur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. Varada Bheel S/o Deva Bheel, Resident Of Bora Mangra,
Dhikli, Pratapnagar, Udaipur, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Abhishek Charan
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.658/2024 dated 08.11.2024 registered at Police Station Pratapnagar, Udaipur for offences punishable under Sections 318(4), 338, 336(3) and 340(2) of the BNS, 2023.
2. Learned counsel for the petitioner submits that co-accused Kalyan Singh had also preferred a criminal miscellaneous petition being S.B. Criminal Miscellaneous Petition No.7889/2025, in which a Co-ordinate Bench of this Court, vide order dated 06.11.2025, permitted the petitioner therein to join investigation and also granted interim protection. It is submitted that the role assigned to the present petitioner in the FIR in question is identical to the role assigned to co-accused Kalyan Singh.

3. Learned Public Prosecutor submits that the factual report is required to be procured so as to ascertain whether the role assigned to the present petitioner in the present crime is identical to that of co-accused Kalyan Singh or not.
4. Considering the submissions made above, learned Public Prosecutor is directed to procure the factual report.
5. List the matter on 15.05.2026.
6. Meanwhile and till the next date of hearing, the petitioner shall not be arrested in connection with FIR No.658/2024 dated 08.11.2024 registered at Police Station Pratapnagar, District Udaipur.
7. Needless to observe that the petitioner shall join the investigation and shall appear before the Investigating Officer as and when required.
8. 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.

(SUNIL BENIWAL),J