

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous (Petition) No. 3615/2026
CNR: RJHC010437042026 | URN: CRLMP / 6481U / 2026

Suresh Chandra S/o Shri Pyarchand Suthar, Aged About 42
Years, R/o Bhunjwa, Tehsil Badisadri District Chittorgarh,
Rajasthan

----Petitioner

Versus

1. State Of Rajasthan, Through P.p.
2. Jhameshwar S/o Shri Brijlal, R/o Babelo Ka Mohalla, Bhatt
Ji Ka Darwaja, Kanod District Jodhpur, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Pradhyuman Singh
Mr. Vijay Kumar Gaur

For Respondent(s) : Mr. Narendra Gehlot, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

05/08/2026

By way of filing the present criminal misc. petition, the
petitioner has prayed for the following reliefs:-

- "A. It is therefore most respectfully prayed that this Hon'ble Court
may kindly quash and set aside order dated 27.02.2026 passed
by learned Additional Sessions Judge, Udaipur and order dated
23.02.2021 passed by learned trial court.
- B. Allow the application under Section 45 Evidence Act and direct
FSL examination of the cheque in question
- C. Any other appropriate order which this Hon'ble Court deems
just and proper may kindly be passed in favour of the Petitioner."

2. Having heard the learned counsel for the petitioner and upon
perusal of the impugned orders passed by the learned Courts
below, this Court finds no illegality or perversity in the impugned
orders whereby the prayer for sending the disputed cheque to the
FSL was rejected on the ground that, so long as the cheque bears

the admitted signature of the drawer, the mere fact that the name of the payee, the amount, or the date has been filled in with a different ink or handwriting does not constitute a material alteration within the meaning of the provisions of the Negotiable Instruments Act.

3. Since this Court finds no illegality, perversity, or jurisdictional error in the impugned orders passed by the learned Courts below, the present criminal misc. petition deserves to be and is hereby dismissed.

4. The stay petition and all pending applications, if any, also stand disposed of.

(KULDEEP MATHUR),J