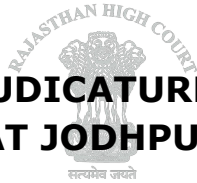


**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**



S.B. Criminal Miscellaneous (Petition) No. 4078/2026

CNR: RJHC010493962026

URN: CRLMP / 7331U / 2026

Kamlesh Kumar Lohar S/o Tarachand Ji Lohar, Aged About 46 Years, R/o Bhehna Kanba, Tehsil Bichhiwada, District Dungarpur Raj.

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. Ramesh Katara S/o Dhula Ji Katara, R/o 6/56, Sector-6, Rajasthan Housing Board, Shivaji Nagar, Dungarpur,tehsil And District Dungarpur.

-----Respondents

For Petitioner(s) : Mr. Bhagat Dadhich

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

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

06/07/2026

Learned counsel for the petitioner submits that, in the present case, the learned trial Court has straightaway issued arrest warrants solely on the ground that the learned counsel for the petitioner had obtained certified copies of the proceedings.

He submits that summons of bailable warrant have not been served upon him. Learned counsel for the petitioner has relied upon the judgment passed by Hon'ble Apex Court in ***Inder Mohan Goswami & Another Vs. State of Uttaranchal & Others*** reported in ***AIR 2008 SC, 251***.

This Court has considered the arguments raised by learned counsel for the petitioner.

The petitioner has neither been served with summons nor with bailable warrants. Merely because the learned counsel for the petitioner had obtained certified copies of the proceedings, arrest warrants could not have been issued straightaway. The petitioner is ready and willing to participate in the trial proceedings and undertakes to appear before the learned trial Court.

This Court deems it appropriate to convert the arrest warrant issued against the petitioner by the trial Court, into bailable warrant of Rs.25,000/-. The petitioner is directed to appear before the trial Court on the next date and submit the bail bond.

However, it is made clear that if the petitioner fails to appear before the trial Court within the stipulated period, the trial Court shall issue fresh arrest warrant against him.

The criminal misc. petition is decided in the above terms. Stay petition is also decided accordingly.

(BALJINDER SINGH SANDHU),J