

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

S.B. Criminal Misc(Pet.) No. 5259/2025

1. Surender Kumar S/o Shri Manaram, Aged About 46 Years, R/o 08 Godara Bass 31 Ssw Fatehgarh District Hanumangarh (Rajasthan)
2. Dushyant Fagoriya S/o Shri Madan Lal, Aged About 25 Years, R/o 1514 Hari Ram Mandir Chutala Dabbawali Sirsa Sadar Sirsa (Haryana)
3. Ram Kumar S/o Shri Manaram, Aged About 47 Years, R/o 13 Lnp Ii District Sri Ganganagar (Rajasthan)
4. Govind S/o Shri Ram Kumar, Aged About 22 Years, R/o Ward No. 02 Village 13 Lnp Thakarwali Dhani Post Office Hirnawali 18 MI District Sri Ganganagar (Rajasthan)
5. Kashiram S/o Shri Manfahul Jaat, Aged About 24 Years, R/o Fatehgarh Godarabas District Hanumangarh (Rajasthan)

-----Petitioners

Versus

1. State Of Rajasthan, Through PP.
2. Girdawri Devi W/o Shri Kasiram Kumhar, R/o Ramsra Narayan Ps Hanumangarh Town District Hanumangarh (Rajasthan)

-----Respondents

For Petitioner(s)	:	Mr. Trilok Joshi
For Respondent(s)	:	Mr. Shriram Choudhary, PP Mr. Rakesh Matoria for complainant

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

09/07/2025

1. Drawing attention of the Court towards the impugned FIR and the documents attached with the case file, learned counsel for the petitioners submitted that a civil dispute between the parties has

been given the colour of criminal offence and thus, the impugned FIR deserves to be quashed qua the petitioners.

2. *Per contra*, Mr. Rakesh Matoria, learned counsel for the complainant submits that a bare perusal of the impugned FIR discloses commission of cognizable offences against the present petitioners. He also submitted that the petitioner No.1 has a chequered history of committing offences of similar nature and therefore, the instant criminal misc. petition may be dismissed without even entering into the merits of the case.

3. However, in view of the fact that the learned Public Prosecutor has prayed for some time to procure the case diary, this Court is inclined to pass an interim order in favour of the petitioners.

4. Accordingly, it is ordered that in the meanwhile and till the next date of hearing, the petitioners No.2 to No.5 shall not be arrested in connection with FIR No.145/2025 registered at Police Station Hanumangarh Town, District Hanumangarh.

5. However, the petitioners are directed to appear before the Investigating Officer on 21.07.2025 at 11:30 AM with all the requisite documents to join the investigation.

6. Learned Public Prosecutor is granted two weeks' time to procure the latest factual report.

7. List the matter on 11.08.2025.

(KULDEEP MATHUR),J