

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

S.B. Criminal Miscellaneous (Petition) No. 5103/2026

CNR: RJHC010622672026

URN: CRLMP / 9182U / 2026

Mohammed Rafik Beg S/o Basir Beg, Aged About 40 Years,
Resident Of Ward No.16, Mohalla Nardiyan, Rajgarh, Sadulpur,
Churu Raj.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Mukhtiyar Beg S/o Basir Beg, , Resident Of Ward No.20,
Mohalla Nardiyan, Rajgarh, Sadulpur, Churu Raj.

-----Respondents

For Petitioner(s) : Mr. OP Kumawat

For Respondent(s) : Mr. Sameer Pareek, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

06/07/2026

The present criminal misc. petition has been filed by the petitioner under Section 528 BNSS for quashing of FIR No.173/2026 registered at Police Station Rajgarh, District Churu. of B.N.S.

Learned counsel for the the petitioner submits that the allegation against the petitioner is that he availed certain benefits despite having a third child. He further submits that the relevant statutory provision on which the allegation is based was repealed in the year 2016.

In view of the same, this Court is inclined to interfere in the matter.

The matter requires consideration.

Issue notice.

Learned Public Prosecutor accepts notice on behalf of respondent-State.

Let notice be issued to respondent No.2, returnable within four weeks.

In the meanwhile, petitioner shall not be arrested in connection with FIR No.173/2026 registered at Police Station Rajgarh, District Churu, however, he shall join the investigation.

(BALJINDER SINGH SANDHU),J