

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

S.B. Criminal Misc(Pet.) No. 5202/2023

Rajendra Gurjar S/o Sh. Jeevan Ram, Aged About 39 Years, 6-A/
167, K.k. Colony, 1St Phase Basni, Jodhpur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Harendra Gurjar S/o Deva Ram, 37 Ramdev Chowk,
Bhagat Ki Kothi, Jodhpur.

-----Respondents

Connected With

S.B. Criminal Misc(Pet.) No. 5749/2023

Nandkishore Gurjar S/o Shri Ramchandra Gurjar, Aged About 53
Years, R/o- Behind Devnarain Temple, Plot No. 41, Bhagat Ki
Kothi, Jodhpur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Harendra Gurjar S/o Deva Ram, R/o- 37 Ramdev Chowk,
Bhagat Ki Kothi, Jodhpur.

-----Respondents

For Petitioner(s)	:	Mr. BS Charan
For Respondent(s)	:	Mr. VS Rajpurohit, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

27/03/2026

The present criminal misc. petitions have been filed under
Section 482 Cr.P.C. for quashing of FIR No. 379/2022 registered at
Police Station ACB Jaipur (ACB) (SU Jodhpur) for offences under
Section 7 of the Prevention of Corruption Act read with Section
120-B of IPC.

The main contention raised in the present revision petition, challenging the charges framed by the learned trial Court against the petitioners, is that for offences under the Prevention of Corruption Act allegedly committed by persons who are serving in the Central Government within the territorial jurisdiction of State Agencies, the ACB has no jurisdiction to register the criminal case and to proceed with the investigation and file charge-sheet, and the same comes within the jurisdiction of the Central Bureau of Investigation.

Learned Public Prosecutor submits that the core question involved in this case was considered by the Coordinate Bench of this Court in bunch of petitions which was led by **CRLMP No.2819/2025 titled as Mukesh Singh vs. State of Rajasthan**. Both the parties, does not dispute the fact that the question involved in the petition is no res integra and has been decided by the Coordinate Bench of this Court vide order dated 01.09.2025. Further the said judgment was challenged before the Hon'ble Apex Court and the same has been affirmed in **SLP Nos.1104-1108/2026** vide order dated 27.01.2026. In view of the same, the main contention raised by the petitioner does not survive.

The next contention raised by the petitioners is that no work was pending with the petitioners and the FIR has been lodged after a delay of one and a half months. It is also contended that they have got no connection with the complainant.

This Court has considered the contentions raised by the counsel for the petitioners and has gone through the FIR registered as well as the investigation report dated 24.03.2026.

The material on record reveals that an amount was received by Nand Kishore on behalf of Rajendra Gurjar. Further, as per the proceedings initiated on 09.08.2025, there were conversations between the complainant and the accused, Nand Kishore. The said conversations were duly recorded in a DVR and upon perusal of the same, involvement of the petitioners was clearly established.

In view of the same, this prima facie discloses commission of an offences by the petitioner and hence no ground for quashing is made out, therefore, this Court is not inclined to interfere in the matter.

Accordingly, the criminal misc. petition is dismissed. However, the petitioners shall be at liberty to raise all the contentions before the concerned trial Court or investigating agency at an appropriate stage if occasion so arises.

(BALJINDER SINGH SANDHU),J