

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

S.B. Criminal Miscellaneous (Petition) No. 8867/2025

1. Jasvinder Singh S/o Shri Charan Singh, Aged About 55 Years, Resident Of Chak 29 Apd, Ps Anupgarh, District Sri Ganganagar (Rajasthan)
2. Navjot Singh S/o Shri Jasvinder Singh, Aged About 22 Years, R/o Chak 29 Apd, Ps Anupgarh, District Sri Ganganagar (Rajasthan)

----Petitioners

Versus

1. State Of Rajasthan, Through Public Prosecutor
2. Deshraj S/o Shri Damodar Das, R/o Ward No. 20, Anupgarh, District Sri Ganganagar (Rajasthan)

----Respondents

For Petitioner(s) : Mr. Trilok Joshi, Asstt. by
Mr. Lokendra Singh

For Respondent(s) : Mr. Vikram Singh Rajpurohit, Dy.G.A.

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

24/04/2026

The instant Criminal Misc. Petition under Section 528 of the BNSS has been filed on behalf of the accused-petitioners for quashing of FIR No.475/2025 registered at Police Station Anupgarh, District Anupgarh for offences punishable under Sections 417, 418, 468, 406, 120-B and 474 of IPC.

Relying upon the judgment passed by Hon'ble Supreme Court in the case of *Md. Ibrahim & Ors vs State Of Bihar & Anr.*, learned counsel for the petitioner submits that the complainant has no locus to file this FIR. Counsel further submits that essentially there is a civil dispute between the parties with regard

to performance of the agreement executed between the parties. Learned counsel further submits that from the bare perusal of FIR, no criminal offence is made out and civil dispute has been cloaked into criminal offence. Counsel further submits that in the garb of criminal proceedings, complainant of the case wants to settle the civil dispute.

The matter requires consideration.

Issue notice to the respondents.

Learned State Counsel accepts notice on behalf of respondent No.1- State. Copy of this petition has already been supplied in his office

Let notice be issued to respondent No.2 through both the process, returnable within six weeks.

Requisites be filed within a period of two weeks, failing which the present Criminal Misc. Petition shall stand dismissed automatically without further reference to this Bench.

Subject to full cooperation with the investigation, there shall be stay on the arrest of the accused-petitioners in connection with the FIR No.475/2025 registered at Police Station Anupgarh, District Anupgarh.

(ANIL KUMAR UPMAN),J