

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

S.B. Criminal Miscellaneous (Petition) No. 9729/2025
CNR: RJHC011053092025
URN: CRLMP / 17093U / 2025

- 1. Bhanwar Lal S/o Mangu Ram, Aged About 75 Years, R/o Pratapgarh, P/s Raas, Tehsil - Raipur, District-Pali, Rajasthan.
- 2. Amra Ram S/o Harji Ram, Aged About 66 Years, R/o Sumel, P/s Raas, Tehsil - Raipur, District- Pali, Rajasthan.
- 3. Durga Singh S/o Suraj Singh, Aged About 65 Years, R/o- Kheda Sumel, P/s Raas, Tehsil- Raipur, District-Pali, Rajasthan.
- 4. Ram Lal Mali S/o Barda Ji, Aged About 45 Years, R/o Aamba Sumel, P/s Raas, Tehsil- Raipur, District-Pali, Rajasthan.
- 5. Jagdish S/o Govind, Aged About 50 Years, R/o-Kana Khrda, P/s Beawar Sadar, Tehsil - Masooda, District-Beawar, Rajasthan.
- 6. Bhim Singh S/o Dhukal Singh, Aged About 60 Years, R/o- Sumel, P/s Raas, Tehsil -Raipur, District- Pali, Rajasthan.

-----Petitioners

Versus

- 1. State Of Rajasthan, Through Pp
- 2. Parvati W/o Moti Lal, Aged About 51 Years, R/o Sumel P. S. Rass, Tehsil Raipur, District Pali, Rajasthan

-----Respondents

For Petitioner(s)	:	Ms. Kamini Rathore Ms. Sonu Rathore
For Respondent(s)	:	Mr. Vikram Singh Rajpurohit, PP Mr. Mohammed Muneer

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

17/07/2026

The present criminal misc. petition has been filed by the petitioners under Section 528 of BNSS for quashing of FIR No.398/2025, registered at Police Station Jaitaran, District Pali for offence under Sections 420, 467, 468, 471, 193 and 120-B of IPC.

Learned counsel for the petitioners submits that, in the present case, a suit was instituted for enforcement of the terms of the agreement dated 01.04.2019 and for setting aside the sale deed executed by the defendant-seller. The said suit was decreed vide judgment and decree dated 29.09.2022 and, in pursuance thereof, the sale deed has already been executed. It is further submitted that the said judgment and decree have never been challenged. However, on the basis of the very same facts, the impugned FIR came to be registered alleging that the petitioners had filed a false suit by defrauding the complainant.

Learned Public Prosecutor submits that, although during the course of investigation no offence under Sections 467 and 468 IPC has been found to be made out, an offence under Section 420 IPC has been found to have been found to be made out.

This Court finds that the FIR itself does not disclose any factual foundation for the said offence. The entire allegations in the FIR are founded upon the subject matter of the civil suit, which has already been decreed in favour of the petitioners, and executed. The criminal proceedings, therefore, appear to be nothing but an attempt to give a criminal colour to a purely civil dispute and to pressurize the petitioners.

Issue notice.

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



Learned counsel for the respondent accept notice on behalf of respondent No.2.

In the meanwhile, till the next date of hearing further proceeding in connection with FIR No.398/2025, registered at Police Station Jaitaran, District Pali shall remain stayed.

(BALJINDER SINGH SANDHU),J