

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 13897/2025
CNR: RJHC011054832025 | URN: CRLMB / 28965U / 2025

Mahaveer S/o Shri Ghanshayam, Aged About 39 Years, Resident Of Jaisla Policestation Bhojasar, District Jodhpur Raj. Petitioner Is Lodged In Nohar Sub District Jail Hanumangarh

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. Vinod Kumar Sharma Mr. Dilip Kumar Sharma
For Respondent(s)	:	Mr. Hanuman Prajapati, PP with Mr. Omprakash Choudhary Mr. Arvind, ASP, Hanumangarh, present in person

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

05/08/2026

In the present case, learned counsel for the petitioner submits that the petitioner has been falsely implicated and that a false case has been foisted upon him. It is contended that from the very first day, the petitioner has raised the issue that no such incident had taken place and that the alleged contraband has been implanted in his vehicle.

Learned counsel further submits that the entire incident is stated to have occurred on the National Highway and could have been verified through the CCTV footages available of the National Highways toll plaza. In support of his contention, photographs obtained from the NHAI pertaining to the relevant time have also been placed on record. It is submitted that the petitioner has

repeatedly asked the Investigating Agency to collect the CCTV footages from the NHAI/toll plaza, but no heed was paid to the said request.

It is further submitted that the learned trial Court, vide order dated 05.08.2025, specifically directed the Investigating Agency to collect the CCTV footages from the concerned toll plaza as well as the call detail records. However, despite the said judicial direction, no action was taken. It is also submitted that the alleged incident pertains to 20.04.2025.

The Investigating Officer, who is present before this Court, submits that the DVR was subsequently taken on 19.05.2026. However, by that time, it did not contain the recording pertaining to the date of the alleged incident. He further states that the DVR has been sent to the Forensic Science Laboratory and the report has since been received.

Learned Public Prosecutor is directed to obtain the report from the Forensic Science Laboratory and place the same before this Court on the next date of hearing.

This Court further finds that in a connected Criminal Misc. Petition No.8898/2025 filed by the petitioner seeking quashing of the proceedings, detailed orders have already been passed. Prima facie, it appears that the investigating officials have failed to comply with the directions issued by the learned trial Court vide order dated 05.08.2025 and failed to collect the relevant CCTV footages without any justifiable reason. Such conduct, clearly amounts to a dereliction of duty and deliberate non-compliance with a judicial order.

In these circumstances, this Court deems it appropriate to call for a report from the Director General of Police. The DGP is directed to examine the matter and apprise this Court about the reasons for non-compliance with the judicial order and proposed action to be taken on the next date of hearing through the learned Additional Advocate General.

List this matter on **20.08.2026** along with S.B. Criminal Misc. Petition No.8898/2025.

(BALJINDER SINGH SANDHU),J

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