

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 127/2026
CNR: RJHC020006772026 | URN: CRLMP / 293U / 2026

Girish Babulal Shah, Independent Director M/s Bell Finvest (India) Limited, Address At Charkop D-4 Plot No. 606, Sneh Poonam Chs, Sector 6, Kandivali West, Mumbai, Maharastra, 400067.

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. Au Small Finance Bank Limited, Address At 19-A Dhuleshwar Garden, Ajmer Road, Jaipur Through Authorized Signatory Shri Rajeev Singh Shekhawat.

-----Respondents

For Petitioner(s)	:	Mr. Dharmesh Jain with Mr. Kumawat Ritesh Ratanlal
For Respondent(s)	:	Ms. Arti Sharma, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

06/08/2026

1. Learned counsel for the petitioner submits that petitioner has wrongly been arrayed as accused-respondent No.4 in the impugned Criminal Complaint No.3424/2020. It is submitted that perusal of the complaint would reveal that no specific role has been attributed to the petitioner. It is submitted that petitioner is an independent Director of the first accused company. Learned counsel contends that petitioner was neither in-charge of nor responsible for the conduct of the company's affairs during the period of alleged contraventions. It is contended that learned trial Court and learned Revisional Court have committed error in

initiating the proceedings against the petitioner for the offence punishable under Section 138 of Negotiable Instruments Act.

2. Matter requires consideration.
3. Let notice be issued to respondents through both the process. Rule is made returnable within a period of eight weeks.
4. Requisites be filed within a period of two weeks.
5. Meanwhile, further proceedings in Criminal Complaint No.3424/2020 qua petitioner shall remain stayed.
6. However, learned trial Court may proceed with the trial against rest of the accused persons.

(ANIL KUMAR UPMAN),J