

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 2475/2020

Shankar Lal Dhayal S/o Shri Gopal Lal Dhayal

-----Petitioner

Versus

State Of Rajasthan And Anr.

-----Respondents

For Petitioner(s) : Mr. Vishwajeet Mantri

For Respondent(s) : Mr. Shyam Prakash Sharma, P.P.

HON'BLE MR. JUSTICE SATISH KUMAR SHARMA

Order

01/07/2020

1. This petition has been filed under Section 482 of Cr.P.C. for quashing of FIR No.16/2019 registered at Police Station Banipark, Jaipur for offence under Sections 420, 467, 468, 471 and 120-B of IPC.
2. Learned counsel for the petitioner submits that the petitioner is recorded tenant of almost three *Bhiga* seven *Biswa* land, out of which he has sold only 6.46 *Biswa* land to Mr. Ajay Kumar through registered sale deed and rest land has not been transferred by him to anybody. The petitioner also executed conditional mortgage agreement in favour of the complainant, which was terminated with the consent of the complainant and four plots have been sold to the complainant and his family members through registered sale deed. He submits that in utter misunderstanding Mr. Ajay Kumar as well as complainant have lodged FIRs against the petitioner. The proceedings of FIR lodged by Mr. Ajay Kumar have already been stayed. The petitioner has no criminal intention at all, he is ready and willing to finally settle the dispute by handing

over the possession of land sold to Mr. Ajay Kumar and to the complainant party, for which ten days time may be granted and till then Investigating Agency may be restrained from taking any coercive action against the petitioner.

3. In view of the statement made at Bar, but without expressing any opinion on merits, the petitioner shall be at liberty to settle the dispute by handing over the possession of the land sold by him to Mr. Ajay Kumar and the complainant party within ten days and till then no coercive action shall be taken against the petitioner.

4. However, it is made clear that no further time shall be granted for the purpose and the investigation shall take its own course thereafter.

5. List the matter on 13.07.2020

(SATISH KUMAR SHARMA),J

Simple Kumawat /26

