

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

S.B. Criminal Miscellaneous (Petition) No. 3257/2021

Satyanarayan Agrawal S/o Chhitarmal Agrawal, Aged About 78 Years, R/o B-119, Janta Colony, Jaipur, Rajasthan-302004.

----Accused/Petitioner

Versus

1. State of Rajasthan, through P.P.
Respondent
2. Premchand Verma S/o Gomaram, Aged About 44 Years, R/o Gori Ka Bas, Govindgarh, Jaipur Rural, Rajasthan.
----Complainant

For Petitioner(s)	:	Mr. Kapil Prakash Mathur through VC
For Respondent(s)	:	Mr. Laxman Meena, P.P.

HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL

Order

02/07/2021

In this criminal miscellaneous petition filed under Section 482 CrPC for quashing the FIR No.92/2021 dated 03.04.2021 registered at Police Station Samod, District Jaipur (Rural), learned counsel for the petitioner, drawing attention of this Court towards the inquiry report dated nill prepared by Shri Prahlad Singh, Head Constable, Police Station Samod on the complaint filed by one Shri Vinod Sain containing similar allegations therein as contained in the present FIR, submitted that after thorough inquiry, it was found that the petitioner was carrying out mining work in pursuance of valid license without violating its terms and conditions. He submitted that till date there has been no complaint from any of the concerned departments regarding mining in breach of terms and conditions of the license granted to him; but,

for extraneous consideration, the present FIR has been lodged against him.

Issue notice to the respondent No.2.

List the matter on 20.07.2021.

Learned Public Prosecutor is directed to procure the case diary as well as the status report of the investigation.

Heard learned counsel for the petitioner on interim relief. Taking into consideration the submissions advanced by the learned counsel for the petitioner, the contents of present FIR as well as the inquiry report dated nill prepared by Shri Prahlad Singh, Head Constable, Police Station Samod on the complaint dated 20.05.2020 containing similar allegations, this Court deems it just and proper to stay arrest of the petitioner till next date; however, he shall cooperate in the investigation which may continue.

(MAHENDAR KUMAR GOYAL),J

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