

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 2795/2026

Mohit Yadav S/o Chuttan Lal Yadav, Aged About 38 Years, R/o Krishan Villa A-17, Arjun Marg, Amrapali Marg West, Karni Palace, Vaishali Nagar, Jaipur.

-----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor
2. Ashutosh Lattha S/o Sunil Kumar Latha, Aged About 19 Years, R/o 13, Govind Marg, Adarsh Nagar, Jawahar Nagar, Jaipur (Rajasthan), Proprietor M/s Holi Day Bags, Address 10 A.r.s.e.b. Colony, Gautam Marg, Vaishali Nagar, Jaipur.

-----Respondents

For Petitioner(s) : Mr. Chandra Shekhar

For Respondent(s) : Mr. Manvendra Singh Shekhawat, PP

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

05/05/2026

1. The present criminal miscellaneous petition has been filed by the petitioner seeking quashing of the FIR No.0052/2026 dated 04.02.2026 (Annexure-1) lodged at Police Station Vaishali Nagar, Jaipur (West), for the alleged offences punishable under Sections 318(4), 319(2), 336(2), 340(2), 329(3) and 338 of Bharatiya Nyaya Sanhita (**BNS**), 2023.

2. Mr. Chandra Shekhar, learned counsel for the petitioner, submits that even if the contents of the FIR are taken on the face of it, no prima-facie offence is made out.

3. Learned counsel further submits that the impugned FIR has been filed after a gross delay, as the transactions, as per the

complainant's own version, commenced way back in the year 2019 and the entire transaction is purely of civil and commercial nature, and the impugned FIR is nothing but an abuse of process of law.

- 4.** Taking note of the above, issue notices to the respondents.
- 5.** Mr. Manvendra Singh Shekhawat, learned Public Prosecutor, appears on behalf of respondent No.1.
- 6.** Notice be filed only for respondent No.2, returnable within six weeks. Notice may also be sent through registered post in addition to normal process.
- 7.** List the matter on 16.07.2026.
- 8.** In the meanwhile, further proceedings in FIR No.0052/2026 dated 04.02.2026 (Annexure-1) shall remain stayed.

(ANUROOP SINGHI),J