

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 2845/2026

Dhiraj Jain S/o Late Shri Ramesh Chand Jain, Resident Of 3/427
Kala Kua Housing Board, Alwar, Rajasthan.

----Accused-Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.

----Respondent

2. Ghanshyam Dutt Gupta S/o Shri Kishorilal Mahajan,
Resident Of 177 Scheme No. 4, Alwar, Rajasthan.

----Complainant/Respondent

For Petitioner(s) : Mr. Shriram Yadav

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

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

07/05/2026

The present criminal miscellaneous petition has been filed by the petitioner challenging the order dated 04.06.2019 (Annexure-2) passed by the learned Additional Civil Judge and Judicial Magistrate No.3, Alwar, vide which while allowing the protest petition filed by respondent No.2 - complainant, cognizance was taken, and the order dated 10.06.2025 (Annexure-3) passed by the learned Additional District and Sessions Judge No.3, Alwar, vide which the revision filed by the petitioner laying challenge to the order dated 04.06.2019 was dismissed.

Mr. Shriram Yadav, learned counsel for the petitioner submits that in case of co-accused Banwari Lal Singhal, this Court in S.B. Criminal Miscellaneous (Petition) No.2420/2024, vide its order dated 25.04.2024, has stayed the further proceedings.

Learned counsel for the petitioner further submits that the learned Revisional Court despite taking note of the said interim order passed by this Court, very strangely observed that since the interim order had been passed by the High Court in the case of co-accused, there was no justification for passing any order in the revision petition filed by the present petitioner therein and on the basis of the said observation, dismissed the revision petition filed by the petitioner.

Learned counsel for the petitioner submits that the said finding is grossly misconceived.

Taking note of the above, issue notice to the respondents.

Learned Public Prosecutor accepts notice on behalf of respondent No.1.

Let notice be filed for respondent No.2, returnable within four weeks.

List the matter along with S.B. Criminal Miscellaneous (Petition) No.2420/2024 on 23.07.2026.

Till the next date, the effect and operation of the order dated 10.06.2025 (Annexure-3) and further proceedings before the learned Additional Civil Judge and Judicial Magistrate No.3, Alwar, in Case No.27/279/17 shall remain stayed.

(ANUROOP SINGHI),J