

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 2870/2026

Sonu Son of Krishna Kumar & Anr.

-----Petitioners

Versus

State of Rajasthan & Ors.

-----Respondents

For Petitioner(s) : Mr. Ashvin Garg

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

HON'BLE MR. JUSTICE ANUROOP SINGHI
Order

08/05/2026

The present criminal miscellaneous petition has been filed by the petitioners seeking quashing of FIR No.0022/2026 dated 03.02.2026, registered at Police Station Diggi, District Tonk, for the alleged offences punishable under Sections 112(2), 318(4), 319(2), 274, 275 & 61(2) of B.N.S., 2023 and all subsequent proceedings in pursuance to the aforementioned FIR.

Mr. Ashvin Garg, learned counsel for the petitioners, at the very outset, submits that the matter stands duly covered by the following judgments/orders:-

- i. judgment dated 21.02.2024 passed by the Hon'ble Supreme Court in ***Criminal Appeal No.472/2012***, titled as ***Ram Nath Vs. The State of Uttar Pradesh, 2024 INSC 138***,
- ii. judgment dated 22.03.2024 passed by the Hon'ble Supreme Court in ***Criminal Appeal No.1798/2024***, titled as ***Sushil Kumar Gupta Vs. State of West Bengal, 2024 (1) FAC 501*** &

iii. order dated 19.11.2025 passed by a Co-ordinate Bench of this Court in ***S.B. Criminal Miscellaneous (Petition) No.1945/2024***, titled as ***Ravi Vs. State of Rajasthan***.

Learned counsel for the petitioners submits that in the aforementioned judgments/orders, it has been held that in cases alleging offence of adulteration, it is only the competent Food Safety Authorities who have the jurisdiction to initiate any action under the provisions of the Food Safety and Standards Act, 2006 and only a complaint could have been filed.

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

Learned Public Prosecutor accepts notice on behalf of all the respondents.

Hence, service is complete and notice need not be filed.

List the matter on 28.07.2026.

In the meanwhile, further proceedings in respect of the impugned FIR No.0022/2026, registered at Police Station Diggi, District Tonk, shall remain stayed.

(ANUROOP SINGHI),J