

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No.4842/2019

Ramesh Chand S/o Shri Bodhan Ram, R/o Mohalla Nagli, Ashok
Police Station Kotwali, District Alwar.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.
2. Station House Officer, Anti Electricity Theft, Police Station
Dausa, Raj.

-----Respondents

Connected With

S.B. Criminal Miscellaneous (Petition) No.3159/2019

Mahendra Kumar S/o Shri Ram Karan, R/o Plot No.18, Ward
No.2, Bandikui, Police Station Bandikui, District Dausa.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.
2. Station House Officer, Anti Electricity Theft, Police Station
Dausa, Raj.

-----Respondents

S.B. Criminal Miscellaneous (Petition) No.3677/2019

Mahendra Kumar S/o Shri Ram Karan, R/o Plot No.18, Ward
No.2, Bandikui, Police Station Bandikui, District Dausa.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.
2. Station House Officer, Anti Electricity Theft, Police Station
Dausa, Raj.

-----Respondents

S.B. Criminal Miscellaneous (Petition) No.5174/2019

Ramesh Chand S/o Shri Bodhan Ram, R/o Mohalla Nagli, Ashok
Police Station Kotwali, District Alwar.

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.

2. Station House Officer, Anti Electricity Theft, Police Station Dausa, Raj.

----Respondents

For Petitioner(s) : Mr. Sunil Vijay
Mr. Deen Dayal Sharma
For Respondent(s) : Mr. Jitendra Singh Rathore, PP

JUSTICE ANOOP KUMAR DHAND

Order

29/04/2026

1. Learned counsel for the petitioners submits that the issue involved in these petitions has already been set at rest in identical criminal misc. petitions submitted by the same petitioner i.e. **S.B. Criminal Misc. Petition No.4844/2019 (Ramesh Chand Vs. State of Rajasthan & Anr.)** and **S.B. Criminal Misc. Petition No.3676/2019 (Mahendra Kumar Vs. State of Rajasthan & Another)**. Learned counsel submits that in the aforesaid petitions, time barred cognizance was taken and by treating the cognizance as time barred, the proceedings against the petitioners were quashed vide order dated 03.11.2025. Learned counsel submits that in the instant petitions also, the cognizance has been taken after the expiry of the period of limitation i.e. three years, hence, similar order be passed in the present petitions as well.
2. *Per contra*, learned Public Prosecutor opposed the prayer, but he is not in a position to controvert the submissions made by learned counsel for the petitioner.
3. Heard and considered the submissions made at the Bar and perused the material available on record.

4. Perusal of the order dated 03.11.2025 indicates that the issue involved in these petitions has already been set at rest in the case of **Ramesh Chand (supra)** and **Mahendra Kumar (supra)**, this Court finds no valid reason to take a different view. Hence, these criminal misc. petitions stand allowed in light of the order dated 03.11.2025 passed by the co-ordinate Bench of this Court in the case of **Ramesh Chand (supra)** and **Mahendra Kumar (supra)**. The order dated 16.04.2019 passed by the court below stands quashed and set-aside.

5. Stay application as well as all pending applications, if any, stand disposed of.

(ANOOP KUMAR DHAND),J