

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No.3552/2019

Hemraj Singh Hada S/o Sh. Tej Singh, Aged About 66 Years, R/o
Ward No.10, Mangrol, District Baran, Raj.

----Petitioner

Versus

State Of Rajasthan, Through P.P.

----Respondent

Connected With

S.B. Criminal Miscellaneous (Petition) No.2895/2014

1. Mohammed Hanif son of Shri Mohammed Siddique, L.D.C.,
Nagar Palika, Chhabra resident of Near Sati Mohallan, Mahadev
Mandir, Chhipa Barod, District Baran.
2. Anwar Ahamed son of Mohammed Shafik, Fireman, Nagar
Palika, Chhabra, resident of Koli Mohallan, Near Sabji Mandi,
Chhipa Barod, District Baran (Rajasthan).
3. Yusuf Khan son of Mehbulla, presently working as IV Class
Employee, Nagar Palika Chhabra District Baran (Rajasthan)
resident of Village Sarthal, Police Station, Harnawada Shahji,
District Baran (Rajasthan).
4. Rasheed Ahamed son of Raheesh Ahamed, Fireman, Nagar
Palika, Chhabra, resident of Behind Raywalon Ki Dharmshala,
Near Mata Ji Ka Mandir, Chhipa Barod, District Baran.
5. Dwarka Lal Kushwah son of Puri Lal, IV-Class, Nagar Palika,
Chhabra, resident of Ratanpura near Way, Chhipa Barod, District
Baran.
6. Narsingh Lal Pareta son of Bihari Lal Pareta, IV Class
Employee, Nagar Palika, Chhabra, resident of near Kalalon Ka
Chhipa Barod, District Baran Mandir, (Rajasthan).

----Accused petitioners

Versus

The State of Rajasthan through P.P.

----Non-petitioner/respondent

For Petitioner(s)	:	Mr. Junaid Khan for Mr. Asgar Khan
For Respondent(s)	:	Mr. Madhav Mitra, Senior Advocate assisted by Mr. Akshat Jain &

JUSTICE ANOOP KUMAR DHAND

Order

28/04/2026

1. By way of filing these instant criminal misc. petitions, a challenge has been led to the impugned FIR No.311/2013 registered with the ACB Check Post Baran, Police Station ACB Jaipur under Sections 13(1)(d) and 13(2) of the Prevention of Corruption Act, 1988 read with Section 120B IPC.
2. A common prayer has been made in both these petitions for quashing of the entire proceedings arising out of the aforesaid impugned FIR.
3. At the very outset, learned Public Prosecutor apprised this Court that charge-sheet has been submitted against the accused persons way-back in the month of July, 2015 and the trial has already commenced and reached to its fag end. He submits that out of 19 witnesses, statements of 13 witnesses have already been recorded and statements of only 6 witnesses are required to be taken on record and the next date before the Trial Court is 13.05.2026.
4. In the considered opinion of this Court, the allegations levelled in the impugned FIR and the documents annexed in these instant petitions reveal commission of cognizable offence. The correctness of the allegations cannot be examined or adjudicated by this Court while exercising inherent jurisdiction contained under Section 482 Cr.P.C. as certainly, this task has been assigned to the Investigating Agency, who has already submitted charge-sheet

against the petitioners way-back in the year 2015 and 2018 before the Court of the Special Judge, Sessions Court, Prevention of Corruption Act, Kota and the trial has already commenced against them and out of 19 witnesses, statements of 13 witnesses have been recorded and the trial has almost reached to its fag end.

5. At this stage, this Court is not inclined to interfere with the impugned FIR. The petitioners would be at liberty to take all the grounds which have been taken before this Court and all available defence at the appropriate stage of the trial before the Trial Court.

6. With the aforesaid observations, both these criminal misc. petitions stand disposed of. Stay applications as well as all pending applications, if any, stand disposed of.

(ANOOP KUMAR DHAND),J