

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 2991/2017

Janki Sharan Agarwal

-----Petitioner

Versus

State Of Rajasthan Through P P

-----Respondent

For Petitioner(s) : Mr. Nitesh Pareek

For Respondent(s) : Mr. Vivek Choudhary-PP

JUSTICE ANOOP KUMAR DHAND

Order

05/03/2026

1. The Co-ordinate Bench of this Court vide orders dated 13.10.2025 and 13.11.2025 have passed the following detailed orders:-

Order dated 13.10.2025

"This is very sorry state of affairs that the FIR No.191/2007 was lodged by the petitioner with Police Station-Sheodaspura, District-Jaipur (Rural) on 12.06.2007 and even after lapse of considerable years, the investigation authorities have not submitted final report after concluding the investigation, whereas earlier the faulty investigation culminated in filing of negative FR was turned down by the learned Court below and vide order dated 25.10.2013 directions were given to conduct further investigation and to submit the report before the learned Court below. Since then, on one pretext or the other, the investigation authorities are languishing the issue, whereas they are under legal obligation to conclude the investigation and to file final report before the learned Court below.

Order-sheets of this case dated 19.07.2023, 26.07.2023, 17.08.2023, 30.10.2023, 04.12.2023, 28.08.2024, 10.09.2024 & 10.10.2024 clearly reveal that time and again directions have been given by the Co-ordinate Benches of this Court to the Investigating Officer to conclude the investigation and to submit final result. However, till date nothing has been done.

Under these circumstances, this Court finds it just and proper to direct the Additional

Superintendent of Police, Jaipur (South) to remain personally present before this Court on 13th November, 2025 with his explanation with regard to delay in conducting investigation and not giving proper response to the different orders earlier passed by this Court.

Let the matter be listed on 13th November, 2025.

Order dated 13.11.2025

Mr. Lalit Kishore Sharma, Additional Deputy Commissioner of Police, Jaipur (South) is personally present before the Court in compliance of order dated 13.10.2025 and submitted that he has filed an affidavit to explain the delay that occurred in conducting investigation in the matter, where FIR was registered in the year 2007. He has also placed a photocopy of the affidavit which, as per him has been filed in Office today itself and bare perusal of the copy of affidavit would reveal that documents earlier sent by the Investigating Officer were objected by the FSL and some information was required vide letter dated 24.09.2024, which as per him was sent on 27.09.2024. However, the affidavit is absolutely silent with regard to efforts, which have been made by the Investigating Officer in last 14 months.

Mr. Lalit Kishore Sharma, Addl. DCP, Jaipur (South) is directed to file a better affidavit disclosing the details including the action taken by him against the erring officer and to also disclose the time period during which he would complete the investigation and file the final result thereof.

He shall remain personally present before the Court on the next date of hearing also.

Let the matter be listed on 3rd December, 2025."

2. Perusal of both orders indicate that the FIR was registered by the petitioner against the accused persons with the Police Station Sheodaspura, District Jaipur (Rural) way back in the year 2007 and inspite of passing of more than nineteen years, till date, the final report regarding conclusion of investigation has not been submitted by the Investigating Agency before the Competent Court. The Co-ordinate Bench of this Court by passing the aforesaid two orders have issued directions to the Additional

Superintendent of Police, Jaipur (South) to submit his explanation regarding the delay in conducting the investigation.

3. In pursuance of the aforesaid orders, affidavit has not been submitted by the concerned Additional Superintendent of Police. This Court is not satisfied with the reasons given in the aforesaid affidavit.

4. Considering the overall facts and circumstances of the case, this Court directs the learned Public Prosecutor to instruct the concerned Additional Superintendent of Police, Jaipur (South) to remain present before this Court with the case diary along with a satisfactory explanation as to why the matter is still lying pending inspite of passing of more than nineteen years since the registration of FIR.

5. List this matter on 23.03.2026 at 10:30. A.M.

(ANOOP KUMAR DHAND),J