

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No.3651/2019

Manoj Patel @ Manav Sharma S/o Shri Ramdheen, Aged About 38 Years, R/o Kumharon Ka Bas, Rawaniyawas, Patelon Ki Dhani, Jodhpur, Raj. (At Present Central Jodhapur Jail).

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp.
2. Chandra Shekhar Sharma S/o Shri Hari Mohan Sharma B/c Brahmin, R/o 188, Rajat Colony, Gate No.04, Nainwa Road, Bundi, Raj.
3. Ramakant Dinkar S/o Shri Shyam Bihari Dinkar B/c Sain, R/o 3-B-7, Vikas Nagar, Bundi, Raj.
4. Jasvinder Singh S/o Shri Surendra Singh B/c Jat Sikkh, R/o Shiv Shakti Nagar, Bundi, Raj.
5. Anish Mohammed S/o Shri Raseed Mohammed B/c Musalman, R/o 2-D-32, Vikas Nagar, Bundi, Raj.
6. Harsh Lathi S/o Shri Ganesh Dutt Lathi B/c Mahajan, R/o Dhamaiyon Ka Chowk, Lathiyon Ki Gali, Bundi, Raj.
7. Kamal Dhanwani S/o Shri Hot Chand B/c Sindhi, R/o Vikas Housing Board, Bundi, Raj.
8. Dinesh Singh Hada S/o Shri Siraj Singh B/c Rajput, R/o Ishwari Niwas, Bundi, Raj.
9. Anil Brijwasi S/o Shri Kuber Chand Sharma B/c Brahmin, R/o Gurunanak Colony, Bundi, Raj.
10. Suresh Kumar Bairwa S/o Shri Hajari Lal B/c Bairwa, R/o Indira Colony, Bundi, Raj.
11. Harshal Kasera S/o Shri Ramesh Chand Kasera B/c Kasera, R/o Dhamaiyon Ka Chowk, Bundi, Raj.
12. Padam Kumar Jain S/o Shri Ladu Lal Ji B/c Jain, R/o Amar Katla, Bundi, Raj.
13. Babita Arya D/o Shri M.r. Arya, R/o H.no.181-B, Gali No.09, Saraswati Colony, Baran Road, Kota, Raj.

-----Respondents

Connected With

S.B. Criminal Miscellaneous (Petition) No.821/2019

Omprakash Kahar S/o Shri Gopichand Kahar, Aged About 35 Years, R/o Near Navjeevan Colony, Nainwa Road, Ps Sadar, District Bundi.

-----Petitioner

Versus

1. State Of Rajasthan through the learned Public Prosecutor
2. Chandra Shekhar Sharma S/o Harimohan Sharma, Aged About 50 Years, R/o House No.188, Rajatgrah Colony, Gate No.4, Nainwa Road, Ps Sadar, District Bundi.

-----Respondents

For Petitioner(s)	:	Mr. Jai Prakash Gupta
For Respondent(s)	:	Mr. Shree Ram Dhakar, PP

JUSTICE ANOOP KUMAR DHAND

Order

28/04/2026

1. On the basis of compromise arrived at between the parties, both the instant criminal misc. petitions have been preferred for quashing of the impugned proceedings in Criminal Case No.01/2019 pending before the Court of Additional Sessions Judge No.2, Bundi arising out of impugned FIR No.407/2018 registered with Police Station Sadar Bundi, District Bundi for the offences punishable under Sections 420, 406, 489B & 120B IPC and Sections 3, 4 & 5 of the Prize Chits and Money Circulation Schemes (Banning) Act, 1978.

2. Learned counsel for the petitioners submits that during pendency of the aforesaid case, the due sum of money was refunded to the victim/complainant. Now, the complainant is not inclined to prosecute the petitioners and a compromise deed has already been executed between the parties in this regard on

23.05.2019. Hence, the entire proceedings arising out of the impugned FIR be quashed on the basis of the aforesaid compromise arrived at between the parties.

3. In the considered opinion of this Court, before approaching this Court for making such prayer, the parties are supposed to submit an appropriate application before the Trial Court, where the trial is pending against the petitioners. In case, such application is submitted by the parties before the Trial Court, it is expected from the concerned Court to pass appropriate orders strictly in accordance with law, expeditiously as early as possible.

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

5. The Office is directed to return the original copy of the compromise dated 23.05.2019 to the counsel appearing on behalf of the petitioners after retaining the photostat copy of the same on record.

(ANOOP KUMAR DHAND),J