

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 4784/2019

Prem Prakash Bidyasar S/o Shri Gyanendra Singh

-----Petitioner

Versus

State Of Rajasthan & Anr.

-----Respondents

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|-------------------|---|----------------------------------------------------------------|
| For Petitioner(s) | : | Mr. Jaswant Singh for<br>Mr. Harendra Singh                    |
| For Respondent(s) | : | Mr. Jitendra Singh Rathore, PP with<br>Ms. Arti Sharma, Dy. GA |

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**JUSTICE ANOOP KUMAR DHAND**

**Order**

**02/04/2026**

1. The instant petition has been preferred with the following prayer:-

"It is therefore, humbly prayed before this Hon'ble Court that this Hon'ble Court may be pleased to accept the mis. petition of the petitioner and issue directions for quashing of the illegal and arbitrary order passed by the Superintendent of Police, officer or the Additional Director General of Police CID(C.B.) Rajasthan Jaipur in regard of changing of Investigating Officer for seventh time which is in complete contravention of circular dated 06.01.2019 whereby direction have been issued not to change investigating officers for more than three times. It is also investigation officer of CID(CB) Range Jaipur to be directed to investigation matter properly."

2. By way of filing the instant petition, a prayer has been made for issuing directions to the respondents not to change the Investigating Officers and the CID(CB) Range Jaipur be directed to investigate the matter in a proper and impartial way.

3. Learned counsel for the petitioner submits that four different FIRs were registered against the petitioner i.e., FIR No. 603/2014 registered with the Police Station Udaimandir, Jodhpur East against the petitioner for the offences punishable under Sections 420, 406, 465, 467, 468, 471 & 120B IPC, and rest of the FIRs i.e., FIR No. 288/2015 registered with the Police Station Ratanada and FIR Nos. 289/2014 & 304/2014 were registered with the Police Station Mahamandir for the offences punishable under Sections 420, 406, 467, 468, 471 & 120B IPC.

4. Learned counsel for the petitioner submits that initially the investigation, pertaining to all the four FIRs, was done by the local police at Jodhpur. Thereafter, by the orders of the Director General of Police, Rajasthan dated 09.09.2015 and 09.10.2015, the investigation was transferred to the Investigating Officer Mr. Rajendra Kumar, Addl. S.P., CID(CB), Range Jodhpur. Subsequently, the investigation was transferred to one Mr. Manoj Soni, Inspector, CID(CB) Range Jodhpur, then again the investigation was transferred to other Investigating Officer i.e. Mr. Narendra Daima, Inspector, CID(CB), HQ, Jaipur. Thereafter, as per the directions of the Minister, the investigation was again transferred to CID(CB), Headquarters Jaipur to Police Commissionerate, Jodhpur.

5. Counsel further submits that under these circumstances aggrieved by the aforesaid order passed at the instance of the Officer on Special Duty (for short 'OSD') to the Concerned Minister, the petitioner has approached this Court by way of filing S.B. Criminal Writ Petition No. 333/2017. The said criminal writ

petition was disposed of and the order passed by the OSD regarding transfer of the case from CID(CB) to local police was quashed and set aside vide order dated 22.01.2019. Counsel submits that a direction was issued to the CID(CB), Range Jaipur to conclude the investigation at the earliest. It was observed by this Court that the investigation done by the local police, during the intervening period will not prejudice their investigation.

6. Counsel submits that in spite of passing of the clear and specific order/direction by this Court vide order dated 22.01.2019 in S.B. Criminal Writ Petition No. 333/2017, again the investigation of the case was transferred to one Mr. Bharat Raj, Addl. S.P., CID(CB) Range Cell, Jodhpur and now, again the investigation is done by the Deputy Commissioner of Police, Jodhpur East which is in utter violation of the order dated 22.01.2019 passed by this Court.

7. This Court vide order dated 11.11.2025, while taking a serious note of the above factual aspect of the matter directed the learned Public Prosecutor to apprise this Court about the factual aspect of the matter.

8. In compliance of the aforesaid order dated 11.11.2025, learned Public Prosecutor has furnished a factual report submitted by the Deputy Commissioner of Police, Jodhpur East dated 26.11.2025 which indicates that the investigation has been done by the Officers of the Police Commissionerate at Jodhpur.

9. In the considered opinion of this Court, the aforesaid act of the respondents tantamounts to violation of the order dated 22.01.2019 passed by this Court. Before passing any further

appropriate orders, this Court deems it just and proper to direct the Director General of Police to appear before this Court through Video Conferencing on 15.04.2026 at 11:00 A.M. and apprise this Court that under what circumstances the order dated 22.01.2019 passed by this Court has not been followed and the same was flouted by the respective officers.

10. Till next date, the respondents are restrained to submit charge-sheet against the petitioner.

11. Let a copy of the order be sent to the Director General of Police for his opinion. One additional copy be provided to the learned Public Prosecutor for further transmission and intimation to the Director General of Police, under the signatures of the Court Master.

**(ANOOP KUMAR DHAND),J**