

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 5115/2025

Jyotsana Choudhary W/o Mahesh Kumar Motiyani & Anr.

----Petitioners

Versus

State of Rajasthan & Anr.

----Respondents

Connected With

S.B. Criminal Miscellaneous (Petition) No. 4895/2025

Skg Project Engg. Private Limited,

----Petitioner

Versus

State of Rajasthan & Ors.

----Respondents

S.B. Criminal Miscellaneous (Petition) No. 4896/2025

Kunal Sanjay Mehta S/o Shri Sanjay Mehta,

----Petitioner

Versus

State of Rajasthan & Ors.

----Respondents

For Petitioner(s)	:	Mr. Pranav Pareek (in CRLMP No.5115/2025) Mr. Ashish Sharma Ms. Lipi Garg (in CRLMP Nos.4895/2025 & 4896/2025)
For Respondent(s)	:	Mr. Rishi Raj Singh Rathore, PP

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

21/08/2025

1. In all three petitions, prayer has been made to quash the impugned FIR No.370/2025 qua petitioners.
2. It has *inter alia* been argued that from perusal of the contents of FIR, a dispute of commercial transaction comes to fore which has been tried to give a cloak of criminal offence.

3. It has been argued that indeed the dispute is in respect of not supplying the dry fruits to the respondent-complainant, who states to have transferred some amount in the account of petitioners, but according to petitioners that amount was deposited in respect of different transactions.

4. Considering the nature of dispute and allegation levelled in the FIR, let notice be issued to the respondent-complainant in all three petitions.

5. In the meanwhile, investigation in the FIR may be continued, however, no coercive steps against any of the petitioners shall be taken, subject to cooperation with the investigation. In case, if Investigating Officer deems it necessary that custodial investigation of any of the petitioners is desirable, he shall serve an advance notice of 15 days upon the petitioners, explaining the reasons for necessity of their arrest.

6. Learned Public Prosecutor is directed to call for the investigation report.

7. List these matters after six weeks.

(SUDESH BANSAL),J