

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Writ Petition No. 204/2024

Savita Agarwal W/o Shri Suresh Kumar Agarwal, Aged About 39 Years, R/o Badri Vihar, Shekhpura Mohalla, District Sikar, Presently Working on the Post of Secretary at Aravali Education and Research Institution, Jeenmata Road, Tamakupura, Sikar (Rajasthan).

-----Petitioner

Versus

1.

State of Rajasthan, Through PP
2.

The A.C.S. (Home), Government of Rajasthan, Govt. Secretariat, Jaipur.
3.

The Director General of Police, Police Headquarter, Lalkothi, Jaipur.
4.

The Superintendent of Police, District Sikar (Raj.).
5.

The SHO, Police Station Jeenmata, District Sikar.

-----Respondents

Connected With

S.B. Criminal Miscellaneous (Petition) No. 6961/2023

Mukesh Dadhich S/o Unknown, R/o Jeenmata, Sikar, Rajasthan

-----Petitioner

Versus

1.

State of Rajasthan, Through P.P.
2.

Sarwan Kumar S/o Bibdadaram, R/o Tambakupara, Sikar Rajasthan

-----Respondents

For Petitioner(s)

:

None present

For Respondent(s)

:

Mr. Jitendra Singh Rathore, PP

JUSTICE ANOOP KUMAR DHAND
Order

02/05/2026

1.

By way of filing the instant two petitions. At the instance of the petitioners Savita Agarwal and Mukesh Dadhich, two different

prayers have been made. In the S.B. Criminal Writ Petition No. 204/2024, submitted by the Petitioner-Savita Agarwal, a prayer has been made for issuing directions to the Investigating Officer for conducting fair, proper and impartial investigation of FIR No.42/2022, registered with Police Station Jeenmata, District Sikar, while in S.B. Criminal Miscellaneous (Petition) No. 6961/2023, submitted by the petitioner Mukesh Dadhich a prayer has been made for quashing the aforesaid impugned FIR No.42/2022, registered with Police Station Jeenmata, District Sikar.

2. In the petition submitted by the petitioner-Mukesh Dadhich, it has been averred that the complainant has lodged a false and fabricated FIR against the petitioner-Mukesh Dadhich only in order due to harass him and his family. Hence, the impugned FIR is liable to be quashed.

3. Perusal of the FIR and the allegations levelled therein reveals commission of cognizable offence and the correctness of such allegations cannot be adjudicated or adjudged by this Court at this stage while exercising its inherent powers contained under Section 482 Cr.P.C. by conducting a fishing and roving enquiry to find the truth in the allegations levelled therein. Certainly, this task has been assigned to the Investigating Agency.

4. Looking to the overall facts and circumstances of the case, this Court deems it just and proper to dispose of both these petitions, granting liberty to the petitioners to submit appropriate representation along with relevant documents in support of their contentions before the Investigating Officer. In case such representation is submitted by the petitioners before the

Investigating Officer, it is expected from the Investigating Officer to consider the same and submit the conclusion report of investigation under Section 173 Cr.P.C. before the concerned Court, strictly in accordance with law.

5. With the aforesaid observation and direction, both these instant petitions stands disposed of. Stay applications and all pending application(s), if any, also stand disposed of.

(ANOOP KUMAR DHAND),J

Shivam/31-32