

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 7205/2025

1. Mohammad Khalid Khichi, Director Innotex India Pvt. Ltd., Address C-181, Road No. 9, Vishvkarma Industrial Area, Jaipur, Rajasthan 302013, Residing At B 15, Multan Nagar, 1St Floor, Paschim Vihar, New Delhi - 110063.
2. Mohammad Salahuddin Khichi, Director Innotex India Pvt. Ltd., Address C-181, Road No. 9, Vishvkarma Industrial Area, Jaipur, Rajasthan 302013, Residing At - B 15, Multan Nagar, 1St Floor, Paschim Vihar, New Delhi 110063.

----Petitioners

Versus

1. State of Rajasthan, Through Its Public Prosecutor, Rajasthan High Court, Jaipur.
2. Ashok K. Maloo, Proprietor/authorised person of M/s Shyam Flex, Plot No. 7, Vijayvadi Path No. 7, Sikar Road, Jaipur, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Saurabh Jain
For Respondent(s)	:	Ms. Arti Sharma, PP with Mr. Vijay Singh Yadav, PP

HON'BLE MR. JUSTICE ANIL KUMAR UPMAN

Order

10/03/2026

1. Learned counsel for the petitioners submits that from the bare perusal of the impugned FIR, no offence is made out against the petitioners. Counsel submits that perusal of the FIR would reveal that there was commercial transaction between the parties and according to the averments made in the FIR, goods worth of Rs.52,90,991/- (Rupees Fifty Two Lakh Ninety Thousand Nine Hundred Ninety One Only) were purchased by the petitioners

between the month of September, 2021 to May, 2022 for which part payment of Rs.22,70,092/- (Rupees Twenty Two Lakh Seventy Thousand Ninety Two Only) was made by the petitioners. Counsel submits that thereafter, dispute arose between the parties with regard to the quality of goods and now, impugned FIR has been lodged in order to recover the due amount.

2. Matter requires consideration.
3. Issue notice to the respondents.
4. Learned State counsel accepts notice on behalf of respondent No.1-State. Copy of this petition has already been supplied in the office of learned State Counsel.
5. Let notice be issued to respondent No.2, through both the processes, returnable by next date of hearing. Requisites be filed within a period of two weeks, failing which, this petition shall stand dismissed without any further reference to the Bench.
6. If requisites are filed within given time, list this case after eight weeks.
7. Meantime, there shall be stay on the further investigation in the FIR No.222/2025 registered at Police Station Murlipura, District Jaipur (West).

(ANIL KUMAR UPMAN),J