HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Criminal Miscellaneous (Petition) No. 401/2026
CNR: RJHC020053952026 | URN: CRLMP / 925U / 2026

Murli Mali Son Of Shri Moti, Aged About 42 Years, Resident Of Mali Mohalla, Chhan, Police Station Khandar, District Sawai Madhopur (Raj).

----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. Director General Of Police, Jaipur (Raj).
3. The Superintendent Of Police, Sawai Madhopur District Sawai Madhopur (Raj).
4. Station House Officer, Police Station Khandar, District Sawai Madhopur.

----Respondents

For Petitioner(s)	:	Mr. Surendra Mahawar for Mr. Babu Lal Bairwa
For Respondent(s)	:	Ms. Manju Dave, PP

JUSTICE ANOOP KUMAR DHAND

Order

23/11/2026

1. By way of filing the instant writ petition, a prayer has been made for issuing directions to the investigating agency for conducting fair and impartial investigation of FIR No. 316/2023, listed with Police Station Khandar, District Sawai Madhopur for offence under Section 452, 396 of IPC.

2. Learned counsel for the petitioner submits that for the incident dated 20.12.2023 the above FIR was registered with the Police Station Khandar, District Sawai Madhopur, but in spite of passing of almost 3 years, till date, fair investigation has not been

done and conclusion report of the investigation has not been submitted by the Police before the concerned Court. Hence, under these circumstances, the petitioner has approached this Court seeking appropriate directions.

3. Per contra, learned Public Prosecutor opposed the prayer and submitted that some of the accused persons were arrested and interrogated, but the police has not found the actual accused. Hence, efforts are being made by the Police to find out the real culprit. In support of his contentions the Public Prosecutor has furnished a factual report dated 01.08.2026, received from the Police Station Khandar, District Sawai Madhopur.

4. The investigation conducted so far does not inspire any confidence. The Investigating Officer is not expected to keep the investigation pending for infinite period. In the instant case the alleged incident has occurred on 20.12.2023 and almost 3 years have passed. The Investigating Officer is supposed to make all possible and sincere endeavours to find out the real culprit and submit the conclusion report of investigation before the concerned Court having jurisdiction.

5. Considering the overall facts and circumstances of the case, this Court deems it just and proper to dispose of the instant writ petition, granting liberty to the petitioner to submit a detailed comprehensive representation before the Superintendent of Police, Sawai Madhopur with a prayer for issuing necessary directions to the Investigating Officer of the impugned FIR to conduct fair and impartial investigation.

6. In case, such a representation is submitted, it is expected from the concerned Superintendent of Police to issue appropriate

directions as observed above. He is further directed to appoint a Deputy Superintendent of Police, who shall periodically monitor the progress of the investigation conducted by the concerned Investigating Officer and the Investigating Officer be directed to submit the conclusion report of the investigation before the concerned Court, expeditiously, as early as possible.

6. With the aforesaid observation and directions, the instant writ petition stands disposed of.

7. Stay application and all pending applications, if any, stand disposed of.

(ANOOP KUMAR DHAND),J

Crt_5/D-A/34/ANMOL