HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT JAIPUR

S.B. Criminal Writ Petition No. 383/2023

Surender Singh S/o Shri Rajpal Singh, Aged About 38 Years, R/o 462 2Nd Floor, B-1 Janakpuri A-5/82, B Janakpuri New Delhi-110058

----Petitioner

Versus

- 1. The State Of Rajasthan, Through Pp
- 2. S.h.o. Madanganj Police Station, Tilak Nagar, Kishangarh, Rajasthan 305801
- 3. Superintendent Of Police, Bus Stand, Collectorate Campus Jaipur Road, Civil Lines, Ajmer, Rajasthan- 305001

----Respondents

Connected With

S.B. Criminal Miscellaneous (Petition) No. 1265/2023

Surender Singh S/o Shri Rajpal Singh, Aged About 38 Years, R/o 462 2Nd Floor B-1 Janakpuri A- 5/82, B Janakpuri New Delhi 110058

----Petitioner

Versus

- 1. The State Of Rajasthan, Through Pp
- 2. Manish Singh Charan, Inspector, Police Station Madanganj Presently Sho Ps Madanganj, Ajmer.

----Respondents

For Petitioner(s) : None

For Respondent(s) : Mr. Prashant Sharma, Dy. GA/PP

HON'BLE MR. JUSTICE BIRENDRA KUMAR Order

16/03/2023

S.B. Criminal Writ Petition No. 383/2023

- 1. No one appears for the petitioner.
- 2. Heard learned Dy. GA for the State.
- 3. In the circumstance, this petition stands dismissed for non-prosecution.



S.B. Criminal Miscellaneous (Petition) No. 1265/2023

- 1. No one appears for the petitioner.
- 2. Heard learned Pubic Prosecutor for the State.
- 3. Learned lawyers are not attending/co-operating with the Court in judicial proceedings since last several weeks, though, they have no grievance against the Court administration.
- 4. The Court is aware of the dictum decided in **Ex-Capt. Harish Uppal Vs. Union of India & Anr. reported in (2003) 2 SCC 45** that such non-cooperation in judicial proceeding is not only punitive one rather the Court is empowered to proceed in the listed judicial matters according to the law even in absence of the parties and their Advocates.
- 5. The petitioner has sought for quashing of the FIR No.0289/2021 registered with Police Station Madanganj, District-Ajmer for offences under Sections 420, 120 B IPC, Sections 3 and 6 of the Rajasthan Public Examination (Prevention from Unfair Means) Act, 1992, Section 43 and 66 of the Information Technology Act.
- 6. The FIR discloses indulgement of different persons in making question papers of the examination out before examination. Since the FIR discloses commission of cognizable offence having social ramification a detailed investigation is needed.
- 7. Hence, the instant petition stands dismissed, as devoid of any merit.
- 8. A copy of this order be placed in connected file.

(BIRENDRA KUMAR), J