

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 2003/2020

(Arising out of impugned final judgment and order dated 24-01-2020 in SBCRMBA No. 200/2020 passed by the High Court of Judicature for Rajasthan, Bench at Jodhpur)

RISHABH JAIN

Petitioner(s)

VERSUS

THE STATE OF RAJASTHAN

Respondent(s)

(FOR ADMISSION and I.R. and IA No.39700/2020-EXEMPTION FROM FILING O.T.)

WITH SLP(Cr1) No. 1926/2020 (FOR ADMISSION and I.R.)

Date : 15-06-2020 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s) Mr. Rajinder Mathur, AOR

For Respondent(s) Mr. Nishant Bishnoi, Adv.
Mr. Saurabh Ajay Gupta, AOR

Mr. G.L.Soni, Adv.
Mr. Hiren Dasan, Adv.
Mr. Chand Qureshi, AOR

UPON hearing the counsel the Court made the following
O R D E R

Our attention has been drawn by the Caveators in the two connected matters to the averments in the application for anticipatory bail filed by the petitioner before the District Judge, Bikaner at page 35 where he seeks to suggest that on 8.2.2019 Md. Rashid accepted his mistake and received the entire jewellery items after making full

and final payment. It is submitted that on the said date Md. Rashid was in custody and thus there is no question of return of jewellery. The only answer by learned counsel for the petitioner to this that there may have been a mistake in the date.

The other aspect pointed out is that in the two matters before us interim protection was granted to the petitioner on 8th January and 7th January respectively asking him to join investigation in the meantime but in the 20 days hiatus period till the impugned orders were passed, he did not join the investigation despite requests. These orders have not been placed on record which is completely improper.

We are thus not inclined to interfere under Article 136 of the Constitution of India. The special leave petitions are accordingly dismissed.

Pending application shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
ASSISTANT REGISTRAR