



**HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR**

S.B. Criminal Miscellaneous (Petition) No. 9155/2026
CNR: RJHC010975462026 | URN: CRLMP / 15454U / 2026

Rajesh Chaplot S/o Devi Lal Chaplot, Aged About 45 Years,
Resident Of Sanwad, Fatehnagar, Udaipur,rajasthan.through His
Legal Representative Wifemamta Chaplot W/o Rajesh Chaplot
Newly Electedchairman, Nagarpalika Fatehnagar, Sanwad,
Agedabout 40 Years Resident Of Sanwad, Fatehnagar,udaipur,
Rajastha

-----Petitioner

Versus

1. State Of Rajasthan, Through P.p.
2. The Superintendent Of Police, Udaipur
3. The Station House Officer, Of Police Station Fatehnagar,
District Udaipur.
4. Kamlesh Yadav S/o Nandkishor, Resident Of Hirawas
Fatehnagar Tehsil Mavli, District Udaipur, Rajasthan.

-----Respondents

For Petitioner(s)	:	Mr. Ravi Bhansali, Senior Advocate assisted by Ms. Kalpatru Tripathi Mr. Mohd. Amaan Mr. Anushk Jain
For Respondent(s)	:	Mr. Deepak Choudhary, AAG

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

22/09/2026

1. Learned Senior Counsel submits that the petitioner has
preferred the present petition for quashing FIR No. 165/2026 of
Police Station Fatehnagar, Udaipur.
2. He further submits that the petitioner got elected as Ward
Member of Ward No. 3 of Nagar Palika Fatehnagar, Sanwad on
14.09.2026. Subsequent to being elected as a Ward Member, he



casted his vote for the post of Chairman on 21.09.2026. He submits that after casting his vote, the petitioner was arrested in connection with FIR in question.

3. He further submits that the election of the Vice Chairman is scheduled to be conducted today and on account of he being arrested, he could not be able to cast his vote and would be deprived of the exercise of his right to participate in the democratic process of election. He further submits that the election timings are from 2:30 pm to 5 pm. Therefore, the petitioner may immediately be released so that he can exercise his right to vote.

4. While referring to the FIR in question, it is contended that the dispute primarily pertains to some revenue land for which the revenue proceedings are already underway.

5. Learned Senior Counsel further submits that the incident in connection with the said land took place on 14.09.2026, whereas the FIR was lodged after delay of more than five days.

6. Per contra, Mr. Deepak Choudhary, learned AAG vehemently opposes the submissions advanced by learned Senior Counsel and submits that the petitioner has already been arrested and therefore, the petitioner is required to avail the proper remedy of moving regular bail application and no indulgence is required in the present case.

7. Learned AAG further submits that on a bare reading of FIR, case against the petitioner is made out and therefore, the present petition is liable to be dismissed.

8. I have heard the rival submissions made by learned counsels of both the parties and perused the material available on record.





[CRLMP-9155/2026]

9. This Court takes note of the fact that the petitioner got elected as Ward Member on 14.09.2026 and thereafter, the present FIR was lodged. This Court also takes note of the fact that the incident took place on 14.09.2026 and the FIR was lodged on 19.09.2026.

10. This Court also considers the fact that the petitioner participated in the voting process for electing the Chairman which was held on 21.09.2026 and thereafter, he was arrested.

11. Considering the fact that the election of the Vice Chairman is scheduled to be conducted from 2:30 pm to 5 pm today i.e. on 22.09.2026, this Court is inclined to entertain the present petition.

12. Considering the above fact, issue notice. Notice need not be issued to Respondent Nos. 1 to 3 as they are already been represented by learned AAG. Issue notice to Respondent No. 4.

13. In the meantime, it is being directed that the petitioner be released forthwith before 2 pm so as to allow him to participate in the election process for the post of Vice Chairman.

14. The petitioner would be required to join the investigation and would appear before the I.O. on 30.09.2026 and the I.O. is directed to make necessary investigation and submit the factual report before this Court on the next date of hearing.

15. Looking to the seriousness of issue, learned AAG is directed to convey the order to the authorities for ensuring its compliance.

16. The web-copy of the present order shall be treated as authentic for all purposes. List this matter on 06.10.2026.

(SUNIL BENIWAL),J

1/KP Singh Dewasi