Criminal Case No. CC/70619/2024

Order below Exibit - 1

The in the present case the charge sheets has been submitted by the police that accused has committed an offence which is punishable under motor vehicles Act & Gujarat Police Act. Taking into consideration the offense mentioned in the NC. the offence is only punishable with fine and as per section 468 of Criminal Procedure Code, if the offence is punishable with fine alone, the period of limitation is six months.

Present case has been filed after expiry of six months and even no application to condone the delay has been given by the prosecution side. Thus, taking into consideration section 468 of Criminal Procedure Code and relying on the decision of the Apex Court in **State of Maharashtra Vs. Sharadchandra Vinayak Dongre and others (AIR 1995 SCC (1) 42),** cognizance of the present offence cannot be taken. Therefore, following final order is passed in the interest of justice.

-:FINAL ORDER:-

(1) Present Criminal cases is hereby disposed off as criminal proceedings against accused are barred by limitation under Section 468, Criminal Procedure Code.

Date:-22/06/2024
Place - Surat

(Amit Rameshchandra Trivedi)
Judicial Magistrate First Class
First Court,Surat.
Code no. GJ01366