

Criminal Case No. 3437 of 2024

Order below Exhibit - 1

In the present case, the charge-sheet has been submitted by the police that, accused has committed an offence which is punishable under Motor Vehicles Act. Taking into consideration the offence mentioned in the NC, the offence is only punishable with fine and as per Section 514 of BNSS, 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 514 of BNSS and relying on the decision of the Hon'ble Apex Court in State of Maharashtra v. 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 case is hereby disposed of as criminal proceedings against accused are barred by limitation under Section 514 of BNSS.

Date: 14-09-2024
Place: Sanand.

(Raja R. Patel)
Principal Senior Civil Judge &
Additional Chief Judicial Magistrate,
Sanand, Ahmedabad (Rural).