

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

S.B. Criminal Misc(Pet.) No. 4127/2025

1. Ganesh Raj Bansal S/o Late Shri Ramprasad, Aged About 60 Years, R/o Civil Lines, Hanumangarh Junction, Hanumangarh
2. Sumit Kumar Ranwah S/o Shri Jagdish Chandra, Aged About 48 Years, Resident Of House No 3, Ward No 14, Sector No 12, Hanumangarh Junction, Hanumangarh.

----Petitioners

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. Rakesh Arora S/o Shri Deviditta, Resident Of Street No 1, Surya Nagar, Hanumangarh Town, Hanumangarh.

----Respondents

For Petitioner(s)	:	Mr. Ankur Mathur. Mr. Udit Mathur.
For Respondent(s)	:	Mr. Narendra Gehlot, PP with Mr. Omprakash Choudhary.

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

20/05/2025

Learned counsel for the petitioners submitted that in the present case, the learned court below has taken cognizance against the petitioners for the offences punishable under Sections 500 and 501 IPC after a lapse of more than 8 years which is clearly beyond the prescribed limitation period as provided under Section 468 Cr.P.C. and thus, the cognizance taken is barred by limitation and is *ex-facie* illegal and thus, the impugned order dated 10.03.2025 taking cognizance against the petitioners deserves to be quashed and set aside.

The matter requires consideration.

Issue notice. Learned Public Prosecutor accepts notice on behalf of respondent No.1- State. Thus, notice be issued to respondent No.2 only, returnable in eight weeks.

In the meanwhile and until further orders, further proceedings of Complaint Case No.398/2016 (CIS No.398/2016) pending before the learned Chief Judicial Magistrate, Hanumangarh shall remain stayed.

(KULDEEP MATHUR),J

53-Tikam/-