

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

S.B. Criminal Revision No. 145 / 1997

State of Rajasthan

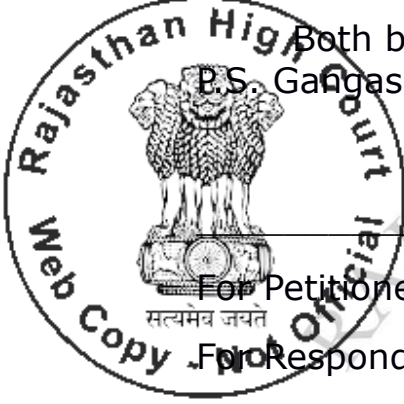
----Petitioner

Versus

1. Mumtaz Ali son of Noor Mohd.
2. Smt. Hazara w/o Noor Mohd.

Both by caste Musalman resident of Kumharon ka Mohalla,
P.S. Gangashar, Bikaner.

----Respondents



For Petitioner(s) : None.

For Respondent(s) : Mr. J.P. Bhardwaj, PP.

HON'BLE THE CHIEF JUSTICE

Order

08/08/2017

1. As per the statement made by the complainant alleging dowry harassment she stated that 10-12 years before the date when she approached the Police Authorities she had returned to her parental house. On the basis of the statement FIR for an offence punishable under Section 498A IPC was registered.
2. With reference to Section 468 Cr.P.C. the learned Magistrate has rightly returned the finding that it was a case where limitation came in the way. The learned Magistrate has refused to take cognizance.
3. I have perused the statement of the complainant. As per her statement she had left the house of her inlaws 10-12 years back.
4. In the revision petition it is stated that the offence punishable under Section 498A IPC is continuous offence.

5. It is not so.

6. I have perused the statement made by the lady. She does not talk of any illegal detention of her property. On her statement no offence is made out under Section 406 IPC.

7. The petition is dismissed.

(PRADEEP NANDRAJOG)CJ.



सत्यमेव जयते