

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPLICATION NO.56 OF 2015
(LEAVE TO APPEAL)

Shri Jitendra Lakhimchand Jain ... Applicant

v/s.

Sudesh Tukaram Mandhare and Anr. ...Respondents

Mr. K. S. Patil for the applicant.

Mr. Sagar Talekar for respondent No.1

Mr. J. H. Ramugade for respondent.

CORAM: SMT. ANUJA PRABHUDESSAI, J.

DATED: 1st SEPTEMBER, 2015.

P.C.

1. Heard Learned counsel for the applicant and the respondent.

Perused the record.

2. It is seen that prima facie the learned Magistrate has not taken into consideration the provisions of sections 118 and 139 of the Negotiable Instruments Act. Arguable points arise. Hence the appeal is admitted. Liberty to apply in case the parties arrive at a settlement.

(ANUJA PRABHUDESSAI, J.)