

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD  
FOR THE STATE OF TELANGANA AND THE STATE OF ANDHRA PRADESH

THURSDAY, THE FOURTH DAY OF JUNE  
TWO THOUSAND AND FIFTEEN

PRESENT

**THE HON'BLE SRI JUSTICE M.S.K.JAISWAL**

**CRIMINAL REVISION CASE No.1895 of 2013**

Between:

Alka Sharma

**..... PETITIONER**

AND

Smt.V.Padma and another

**.....RESPONDENTS**

**The Court made the following:**

**THE HON'BLE SRI JUSTICE M.S.K.JAISWAL**

**CRIMINAL REVISION CASE No.1895 of 2013**

**ORDER:**

This Criminal Revision Case is filed against the order dated 29.04.2013 in  
Crl.MP.No.585 of 2012 in C.C.No.38 of 2010 on the file of the 1<sup>st</sup> Additional Judicial

First Class Magistrate, Warangal.

Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor for the State.

The 1<sup>st</sup> respondent herein filed three complaints against the petitioner/accused under Section 138 of Negotiable Instruments Act on the file of the 1<sup>st</sup> Additional Judicial First Class Magistrate, Warangal in the year 2010. In the said three complainants trial has been commenced and they are at the stage of cross examination of PW 1. At this stage, the petitioner/accused filed CrI.MP.No.585/2012 seeking return of the complaints contending that the Court below has no jurisdiction to try those cases. The Court below on hearing both sides dismissed the CrI.MP.No.585/2012 on merits.

Admittedly, the cheques were deposited in the Bank of India, Warangal and the same were dishonoured by the same Bank. The 1<sup>st</sup> respondent/complainant issued legal notice to the petitioner/accused from Warangal. As per proviso to Sec.138 of Negotiable Instruments Act, the Court below rightly took cognizance of the cases against the petitioner/accused. A perusal of the impugned order and the contentions of the learned counsel appearing for the petitioner do not make any different view other than the view taken by the Court below.

The order of the Court below does not suffers from any infirmity, and therefore, the Criminal Revision Case is dismissed.

Pending miscellaneous applications, if any, shall stand closed in consequence.

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**M.S.K.JAISWAL,J**

Date: 04.06.2015

Dsr