

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO. 6887 OF 2015
(Nanakram s/o Hajarimal Paraswani Vs. The State of
Maharashtra and another)

Mr. S.J. Jain, Advocate for the applicant
Mr. R.V. Dasalkar, A.P.P. for the respondent-State

CORAM : M.T. JOSHI, J.
DATE : 06/01/2016

ORAL ORDER :

1. Heard learned counsel for the applicant.
2. Learned counsel for the applicant points towards the fact that the plea of loss of the cheque was taken at belated stage and even no reply to the notice sent by registered post A.D. was given though duly served. He, therefore, submits that the learned Judicial Magistrate First Class committed mistake in acquitting the respondent No. 2 from the offence punishable under section 138 of the Negotiable Instruments Act, considering the plea of loss of the cheque.
3. Considering all the above facts on record,

leave to file appeal is hereby granted. The appeal be registered as per the due procedure of law.

. The present application is accordingly allowed and disposed of.

[M.T. JOSHI]
JUDGE

npj/criapln6887-2015