

IN THE COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR
CRIMINAL WRIT PETITION NO. 885/2014
(M/s Taori Marketing vs. Mr.Ramakant Lute)

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Office Notes, Office Memoranda of
Coram, appearances, Court's orders
of directions and Registrar's orders
.....

Court's or Judge's order

.....
Mr.N.G.Jetha, Advocate for applicant
Mr. C.N.Deshpande, Advocate for respondent

CORAM: A.B.CHAUDHARI, J.
DATED : 21st January, 2016.

Heard.

The present petition is directed against the order dismissing the complaint in default, which amounts to acquittal in law. Learned counsel therefore states that Appeal would lie and not the Writ Petition. He is however worried about the aspect of limitation. In that view of the matter, I make the following order:-

ORDER

- a) Criminal Writ Petition No. 885/2014 is allowed to be withdrawn with liberty to file an Appeal.
- b) Liberty is also granted to apply for exemption under Section 14 of the Limitation Act, without prejudice to the rights of the respondent to contest the application, if made.

JUDGE

sahare