

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD
WRIT PETITION NO.1245 OF 2017

Narayan s/o Ramrao Badar,
age: 59 years, Occ: Business,
R/o Jodwalsa, Tq. Bhokardan,
District Jalna.

Petitioner

Versus

Shweta w/o Ashish Sethi,
age: 39 years, Occ: Business,
R/o Sethi Chambers, Kiranachawdi,
Aurangabad.

Respondent

Mr.Dhananjay Mane, advocate holding for Mr.Umesh Bodkhe,
advocate for the petitioner
Mr.A.H.Kasliwal, advocate holding for Mr.A.D.Kasliwal, advocate for
the Respondent.

CORAM : S.B.SHUKRE, J.

DATE : 08th February, 2017

ORAL JUDGMENT:

1 Heard. Rule. Rule made returnable forthwith and
heard finally by consent of learned Counsel for respective parties.

2 On going through the impugned order, I do not see any
patent illegality or arbitrariness in the same. The only defence,
petitioner proposes to take in this case, is that though he issued
cheque, he issued it in blank form. But, the petitioner has not
given any reason as to why he issued the cheque in blank form.
He has also not given the reason as to why various amounts have
been transferred at the behest of Respondent-plaintiff. Merely
taking a defence for the sake of defence could not have been

permitted by the learned Civil Judge and this is what he has done in the instant case.

3 I see no merit in this petition and same stands dismissed with costs. Rule discharged.

S.B.SHUKRE
JUDGE

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