

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.38 OF 2016

SHRI SITARAM MOTIRAM GODE)...APPLICANT

V/s.

AJAY UMASHANKAR AGNIHOTRI & ANR.)...RESPONDENTS

Mr.Nitin Rajguru, Advocate for the Applicant.

Mr.R.D.Suryawanshi, Advocate for Respondent No.1.

Ms.A.A.Takalkar, APP for the Respondent - State.

CORAM : A. M. BADAR, J.

DATE : 14th MARCH 2017.

P.C. :

1 On the last day of hearing, the application was heard. It was adjourned for exploring the possibility of settlement. It appears that as yet, no settlement has been arrived.

2 Perused the impugned judgment and order of acquittal of the accused for the offence punishable under Section 138 of the Negotiable Instruments Act, by the learned JMFC, Kalyan.

3 Leave granted.

4 Admit.

5 The application for leave to be considered as Memo of
Appeal.

6 Mr.R.D.Suryawanshi, learned advocate for respondent
no.1, waives notice for respondent no.1.

7 The learned APP waives notice for respondent – State.

8 Call for Record and Proceedings.

9 In the meanwhile, action under Section 390 of the
Cr.P.C. before the trial court.

(A. M. BADAR, J.)