

GULATI'S FURNITURE GALLERY V/S NAVAL MAHAJAN

Present: Mr. Kanwal Goyal, Advocate, for the applicant

Present application under Section 378(4) Cr.P.C. is for grant of special leave to file appeal against judgment of acquittal dated 2.5.2015 passed by the learned Special Judicial Magistrate Ist Class, Jalandhar.

Learned counsel for the applicant, inter alia, contended that complaint under Section 138 of N.I. Act was dismissed on flimsy grounds as issuance of cheque was not disputed and even existence of liability was not denied and all these facts were proved during the trial. The complaint was primarily dismissed on the ground that there was some variations in the bills and production of documents.

In view of above, the present application is allowed. Leave granted.

Registry is directed to assign number to the appeal.

Notice of motion for 13.3.2018.

(SHEKHER DHAWAN)
JUDGE

14.11.2017

Ashwani