

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.552 OF 2016

IN

CRIMINAL APPEAL NO.1055 OF 2013

Mahendra @ Bablu Shivaji Pardeshi	...	Applicant
V/s.		
Ashish Vitthal Sable & Anr.	...	Respondents

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Mr.Tushar N. Sonawane, Advocate for the Applicant.

Mr.S.V.Gavand, APP for the Respondent/State.

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CORAM : A.M.BADAR J.

DATED : 8th FEBRUARY 2018.

P.C. :

1 This is an application for early hearing of the appeal
challenging acquittal of the respondent No.1 of the offence
punishable under Section 138 of the Negotiable Instruments Act.

2 The learned Advocate for the applicant submits that
the applicant is in need of money and, therefore, the appeal is
expedited.

3 Unfortunately, such request cannot be accepted in view
of decision in the matter of *Hussain & Anr. v. Union of India*

reported in **2017 (5) SCC 702** in the wake of pendency of several appeals before this Court in which many of the appellants have literally undergone ten years jail sentence and are still languishing in jail.

4 The application is, therefore, rejected.

(A.M.BADAR J.)