

Vidya Amin.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO. 4500 OF 2018

Anil Sadhanand Jadhav ... Petitioner
VS.
The State of Maharashtra & Anr. ... Respondents

Mr. Suryakant J. Shelke, Advocate for the petitioner.
Mrs. Rutuja Ambekar, APP for the respondent-State.

**CORAM: Mrs.MRIDULA BHATKAR, J.
DATED: 9th October, 2018**

P.C. :

Upon mentioning, taken on production board.

2. This Writ Petition is moved before this Court, as the learned Metropolitan Magistrate, 63rd Court, Andheri, pursuant to the issuance of non-bailable warrant, has taken this applicant/accused in custody, who is facing charges under section 138 of Negotiable Instruments Act. The learned Magistrate has observed that he don't think it proper to consider the Bail Application without hearing the complainant.

3. I am informed that the Application for bail is fixed for hearing on 11th October, 2018. The learned Magistrate is directed to hear

the Application on the same day and decide it after hearing the complainant and if the complainant fails to appear before the Court on that day, the Application for bail to be decided by the trial Court on the same day.

4. Writ Petition is disposed of.

(MRIDULA BHATKAR, J.)