

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CRIMINAL APPLICATION (APPA) NO.998 OF 2017
IN
CRIMINAL APPEAL NO. _____ OF 2018

(Kuldip Babarao Taral Vs. State of Maharashtra thr. PP and another)

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.*

Court's or Judge's orders.

Ms. D.V. Sapkal, Advocate for Petitioner.
Shri V.P. Maldhure, APP for Respondent No.1.
Shri K.P. Mahalle, Advocate for Respondent No.2.

CORAM: ROHIT B. DEO, J.

DATE: 6th MARCH, 2018.

Arguable issues are raised. This court would like to have a second look at the evidence on record and the question of law answered by the learned Magistrate. The judgment of acquittal is substantially predicated on the premise that since the cheque was issued in favour of the partnership firm, the partner who instituted the complaint is not a payee or a holder in due course.

The application is allowed.

Leave to appeal is granted.

Criminal Appeal No. _____/2018:

Heard.

Admit.

Notice is waived.

Action under Section 390 of the Criminal

Procedure Code shall be initiated.

JUDGE

NSN