

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.266 OF 2018**

Prakash Narayan Gagare Applicant
Vs.
Sudhir Surupsingh Valvi & Anr. Respondents

Mr. Abhishek Singh i/by Mr. T. Rajaram Mohan for the Applicant.
Mr. R.M. Pethe, APP for the State.

**Coram : NITIN W. SAMBRE, J.
Date : 26th November 2019**

P.C.:

1. Heard.
2. In view of the provisions of Section 138 of Negotiable Instruments Act, the Court below prima facie appears to have committed an error in discarding the evidence of the applicant on the issue of promissory note. Hence, leave granted.
3. **Admit**
4. Call for record and proceedings.
5. Action under Section 390 of the Code of Criminal Procedure be taken. Accused is admitted to bail on the same terms and conditions on which he was ordered to be released by the trial Court.

(NITIN W. SAMBRE, J.)