

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

CRIMINAL APPLICATION (APPA) 1177 OF 2018

(Vijay s/o. Jagannath Bhure..vs.. Chandrakant s/o. Bhaiyyaji Rakhunde)

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

Court's or Judge's orders.

Shri N.R. Bhishikar, counsel for applicant.
Shri Chaitanya Barapatre, counsel for respondent.

CORAM: ROHIT B. DEO, J.

DATE: 13th JUNE, 2019.

The applicant – appellant is challenging the judgment of acquittal in Summary Criminal Case 135 of 2016 whereby the learned Magistrate acquitted respondent – accused of offence punishable under section 138 of the Negotiable Instruments Act, 1881.

It would be necessary to revisit the material on record since the issue is whether the learned Magistrate appreciated the import and implication of sections 118 and 139 of the Act correctly.

Leave to file appeal granted.

Admit.

Call for R & P.

The learned counsel Shri Barapatre waives service for respondent.

JUDGE