

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

CRIMINAL APPLICATION [APPA] NO. 93 OF 2020.

Chetan Laxminarayan Shrivastava

-VERSUS-

Honey Sharma.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

Shri C.F. Bhagwani, Advocate for the Applicant.
None for the Non-applicant.

CORAM : VINAY JOSHI, J.

DATE : DECEMBER 14, 2020.

Heard learned counsel for the
applicant. None appears for non-applicant.

2. The appellant is seeking leave to file
appeal to challenge the judgment and order of
acquittal passed in S.C.C. No. 25523/2017.
Perusal of impugned judgment and evidence
discloses that the issuance of cheque and its
dishonour is not much in dispute. Issuance of
demand notice and its deemed service is accepted

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by the trial Court. However, it is held that the complainant failed to prove that the cheque was issued towards discharge of legally enforceable debt. The complainant has stated in his evidence about the cause for issuance of cheque.

3. The matter requires consideration, hence, leave granted as prayed for.

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Criminal Appeal No. _____/2020.

Heard.

Admit. Call for R & P.

JUDGE

Rgd.