

Crl.O.P. No.14949 of 2020
in
Crl. A. SR. No.23986 of 2020

Reserved on : 24.09.2020

Pronounced on :13.10.2020

P.N. PRAKASH, J.

The complainant initiated a prosecution in C.C. No.6670 of 2016 in the Court of the Metropolitan Magistrate (Fast Track Court No.I), Egmore at Allikulam, Chennai, under Section 138 of the Negotiable Instruments Act, 1881, in which, the trial Court acquitted the accused on 31.01.2020, assailing the legality and validity of which, the complainant has preferred the instant criminal original petition invoking Section 378(4) Cr.P.C. seeking special leave to prefer an appeal against the judgment and order of acquittal.

2 On a perusal of the judgment and order passed by the trial Court, it is seen that the accused has been acquitted on the ground that the impugned cheque dated 22.03.2016 has been presented on the last date of its validity, viz., 18.06.2016,

P.N. PRAKASH, J.

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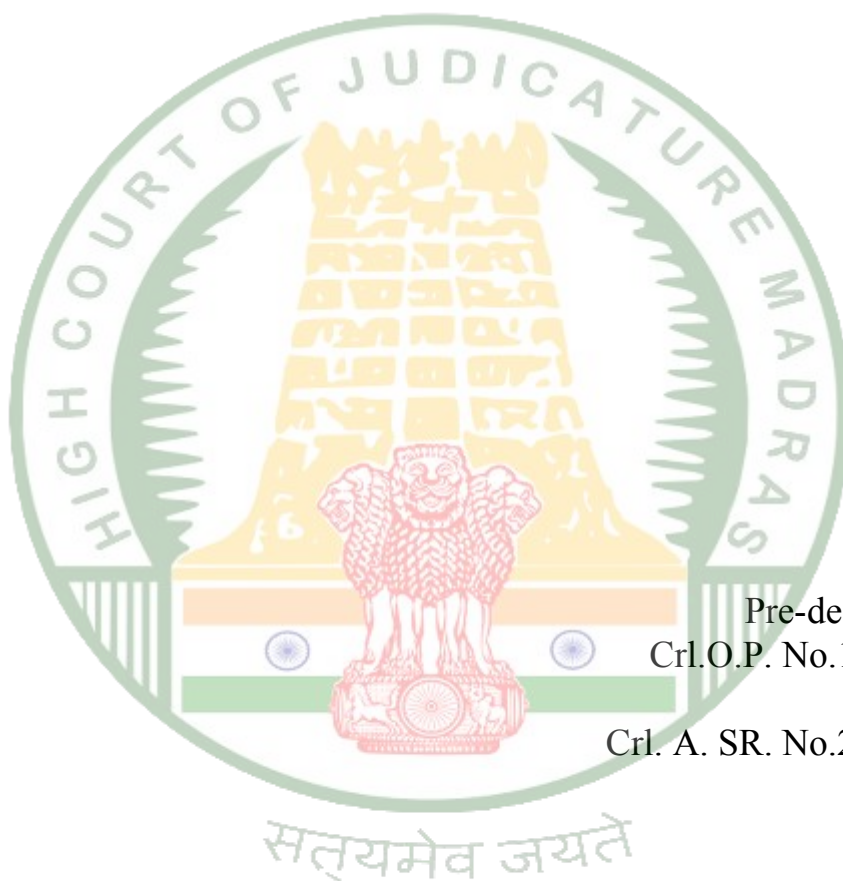
for which, the complainant has not given any satisfactory explanation. This

reasoning assigned by the trial Court may not hold good.

Hence, leave is granted. Registry is directed to number the appeal if the same is otherwise in order.

13.10.2020

cad



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