

IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL APPLICATION NO. 69 OF 2020InSTAMP NUMBER MAIN NO. 1981 OF 2019 (FILING)

Melanie Cynthia Pereira

... Applicant.

V/s.

Maksood Shaikh And Anr.

.... Respondents.

Mr. Ashwin D. Bhobe, Advocate for the Applicant.

Mr. Rohan Pandurang Desai, Advocate for the Respondent No.1.

Mr. Pravin N. Faldessai, Additional Public Prosecutor for Respondent No.2.

Coram: NITIN W. SAMBRE, J.**Date: 23rd March 2021**

P.C.:

Heard.

2. The Trial Court convicted the respondent-accused for offence punishable under Section 138 of the Negotiable Instruments Act. However, the Appellate Court reversed the same on the ground of non-compliance of mandatory conditions of service of notice before initiation of the prosecution. Arguable case is made out. Leave granted.

2. The application is allowed.

NITIN W. SAMBRE, J