

THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CRIMINAL APPLICATION (APPA) NO. 758/2021
Devidas Deomanji Kedar ..Versus...Jitendra Gajanan Pande

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

Court's or Judge's orders

Mr. PA.Kadu, APP for applicant

CORAM : AVINASH G. GHAROTE, J.

DATE : 13/06/2022

Heard Mr. Kadu, learned counsel for the applicant. None appears for the non-applicant though served.

The only reason the complaint under Section 138 of the N.I. Act has been dismissed, though the issuance of the cheque appears to have been held to have been admitted (para 17 page 52) is that the complainant has failed to disclose the source for the funds or his capacity to pay the same (para 18, page 53), considering which leave is granted. Criminal Application No. 758/2022 is allowed.

Office to register the appeal.

Upon registration of the appeal, issue notice to the respondent, returnable in four weeks.

Appellant/applicant to serve the respondent by all modes permissible in law.

Rvjalit

JUDGE
Digitally sign by RAJESH
G. SANTRAO JALIT
Location:
Signing Date: 13.06.2022 19:27