

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

917 APPLICATION FOR LEAVE TO APPEAL BY PVT PARTY
NO. 16 OF 2022

Khuleshwar Gramin Bigar Sheti Sahakari
Patsanstha Maryadit, Kashti,
Through its Recovery Officer,
Bapurao Yadav Haral,
Age : 38 years, Occ. - Service,
R/o. : Kashti, Tq. Shrigonda,
Dist. Ahmednagar

... APPLICANT

VERSUS

1. Shamrao Baburao Timune,
Age : 62 years, Occ. : Agri.,
R/o. : Timune Vasti, Post. Kashti,
Tq. Shrigonda, Dist. Ahmednagar

2. State of Maharashtra

... RESPONDENTS

...
Mr. S.S. Jangale h/f. Mr. R.R. Karpe – Advocate for Applicant
Mr. D.B. Rode – Advocate for Respondent No.1
Mr. R.D. Sanap – APP for Respondent No.2, State
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CORAM : SANDIPKUMAR C. MORE, J.

DATE : 12th September, 2023

PER COURT :

1. Learned Counsel holding for Mr. R.R. Karpe submits that, the applicant – Credit Society had given loan to son of respondent No.1 and since it remained unpaid, the respondent No.1 had given the cheque in dispute.

2. As against this learned Counsel for respondent No.1 – accused submits that, applicant – Credit Society has misused the cheque given by respondent No.1 in respect of his separate loan account.

3. However, today the learned Counsel for applicant – Credit Society produced on record the extract of loan account of son of respondent No.1 – accused showing that, the son has repaid the entire loan. The said extract is taken on record and marked 'X' for identification.

4. Learned Counsel for applicant further submits that, since the loan amount is completely repaid, the applicant – Credit Society is not having any grievance against respondent No.1 – accused. As such, he seeks withdrawal of present application.

5. In view of the submissions made by the learned Counsel for applicant – Credit Society, the application stands withdrawn and disposed of.

[SANDIPKUMAR C. MORE]
JUDGE