

Vinita

**IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL APPEAL NO.493 OF 2022-F
WITH
CRIMINAL MISC. APPLICATION NO. 26 OF 2023
IN**

CRIMINAL APPEAL NO. 493 OF 2022-F

ANTONIO DE SOUZA	... Applicant.
VS	
E.K. JOSHI	...Respondent

Mr. V. Amonkar, Advocate for the Applicant.

**CORAM: B. P. COLABAWALLA, J
DATED: 20th FEBRUARY 2023**

P.C.

1. The above application is filed seeking special leave to challenge the impugned order dated 2th June 2022 passed by the Court of Judicial Magistrate, First Class “E” Court Panaji Goa in Criminal Case No.OA/892/2018/E.
2. By the impugned order the criminal complaint filed by the Applicant under Section 138 of the Negotiable Instruments Act, 1881 was dismissed.
3. Considering that this is an application for leave to appeal, the Respondent will have to be heard.

4. In these circumstances, the Registry is directed to issue notice to the Respondent returnable on 20th March 2023. Humdast permitted. In addition to Court's notice, the Applicant is permitted to serve the Respondent by Private notice as well.

5. Stand over to 20th March 2023.

6. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on the production by fax or email of a digitally signed copy of this order.

B. P. COLABAWALLA, J