

VRJ

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

WRIT PETITION NO.328 OF 2020

Ismail Kader Khan	... Petitioner
V/s.	
The State of Maharashtra & Anr.	... Respondents

Mr. Ashok M. Saraogi for the petitioner.

Mr. Arfan Sait, APP for the respondent No.1/State.

Ms. Sushma Mishra for the respondent No.2.

CORAM : AMIT BORKAR, J.

DATED : MARCH 31, 2023

P.C.:

1. Learned advocate appearing on behalf of respondent No.2 states that the complaint is fixed for conducting cross-examination of the complainant. The challenge in this petition is to the order of issuance of process in a proceedings under section 138 of the Negotiable Instruments Act, 1881. Since the hearing is started there is no reason to interfere with the order.

2. The writ petition stands disposed of keeping open all contentions raised by the petitioner to be raised before the Magistrate at appropriate stage.

(AMIT BORKAR, J.)