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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CRIMINAL APPLICATION NO.2091 OF 2024
IN
APPLICATION FOR LEAVE TO APPEAL BY PRIVATE PARTY
STAMP NO. 5877 OF 2024

Salma Begum W/O Gaus Khan Pathan
VERSUS

APPLICANT

Madhukar Manikrao Phad

RESPONDENT

.....
Mr. D. M. Shinde, Advocate for the applicant
Mrs. C. S. Deshmukh, Advocate for the respondent
.....

[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 12th AUGUST, 2024

ORDER :

1. Heard.
2. This is an application for condonation of delay in filing application for leave to file appeal, challenging acquittal of respondent under section 138 of the Negotiable Instruments Act .
3. Though, learned advocate for the respondent has strenuously opposed the application, however, taking into consideration the reason assigned in the application that the applicant *bona fide* approached the Sessions Court by filing appeal against acquittal and in that process, delay is caused, the application deserves to be allowed and the same is hereby allowed in terms of prayer clause "B"

[NITIN B. SURYAWANSHI]
JUDGE

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DATE : 12th AUGUST, 2024

ORDER :

1. Issue notice to respondent, returnable on 26th August, 2024.
2. Mrs. C. S. Deshmukh, learned advocate waives service for the respondent.

[NITIN B. SURYAWANSHI]
JUDGE