



**IN THE HIGH COURT OF JUDICATURE OF BOMBAY**  
**BENCH AT AURANGABAD**

**APPLN. FOR LEAVE TO APPEAL BY PVT. PARTY NO. 148 OF 2024**

Satyabhama Vitthal Sadaphule

**VERSUS**

M/s Abhijeet A Gaikwad A Proprietorship Concern Through Its  
Sole Proprietor Abhijeet A. Gaikwad

.....  
Mr. A.D. Kulkarni, Advocate for Appellant

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**CORAM : NITIN B. SURYAWANSHI, J.**

**DATE : 18<sup>th</sup> SEPTEMBER 2024**

**ORDER :**

1. By this application filed under Section 378 of Code of Criminal Procedure, applicant seeks leave to file appeal against judgment and order of acquittal dated 10.01.2024 passed by learned Additional Chief Judicial Magistrate-19, Ahmednagar in S.C.C. 7306/2019, by which complaint filed by applicant under Section 138 of Negotiable Instrument Act is dismissed for want of prosecution and for want of steps and respondent is acquitted under Section 256 of Cr.P.C.

2. Heard learned advocate for applicant. Perused the memo of application, grounds raised therein and the impugned order.

*Bhagyawant Punde*

3. On perusal of impugned order and the documents annexed with this application, this appears a fit case to grant leave to file appeal. Hence, application is allowed.
4. Leave is granted to file appeal against judgment and order of acquittal dated 10.01.2024 passed by learned Additional Chief Judicial Magistrate-19, Ahmednagar in S.C.C. 7306/2019.
5. Appeal be registered.
6. List the appeal for further consideration on 01.10.2024.

**[NITIN B. SURYAWANSHI, J.]**