

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

**APPLICATION FOR LEAVE TO APPEAL BY PRIVATE PARTY
NO. 104 OF 2024**

SUBHASH VISHWNATH EKTARE
VERSUS
ANAND SUDARSHAN DHARMADHIKARI

...
Mr. Rahul P. Cheble, Advocate for Appellant
...

CORAM : NITIN B. SURYAWANSHI, J.

DATE : 07th OCTOBER, 2024

PER COURT :

1. Heard. Though served none appears for respondent.
2. By this application applicant seeks leave to file appeal against order dated 17/05/2024, passed by learned Judicial Magistrate First Class, (Court No.1), Latur, in SCC No. 382/2017.
3. Complaint filed by applicant under Section 138 of Negotiable Instruments Act is dismissed for want of prosecution and respondent / accused is acquitted.
4. *Prima facie*, the impugned order appears to be unsustainable. Hence, the leave is granted to file appeal against impugned order. Appeal be registered. List the appeal for further consideration in the next week.

(NITIN B. SURYAWANSHI, J.)