

vinita

IN THE HIGH COURT OF BOMBAY AT GOA

**CRIMINAL MISC. APPLICATION NO.56 OF 2022
WITH
STAMP NUMBER MAIN NO.891 OF 2020 (F)**

CRIMINAL MISC. APPLICATION NO.56 OF 2022
KAKODE TRADING LLP, REP. THR. ITS
PARTNER, RAVINDRANATH PAI KAKODE ... APPLICANT
Versus
SARVESH DUBHASHI ... RESPONDENT

**WITH
STAMP NUMBER MAIN NO.891 OF 2020 (F)**
KAKODE TRADING LLP, REP. THR. ITS
PARTNER, RAVINDRANATH PAI KAKODE ... PETITIONER
Versus
SARVESH DUBHASHI ... RESPONDENT

Mr Sudin Usgaonkar, Senior Advocate with Mr T. Kamat Ghanekar,
Advocate for the applicant.
Mr S. Naik, Advocate for the respondent.

CORAM:- AVINASH G. GHAROTE, J.

DATED :- 19th March, 2024

P.C.

The application seeks leave to appeal against the judgment dated 15.1.2020 acquitting the non-applicant of the offence under Section 138 of the Negotiable Instruments Act, 1884. The learned counsel for the applicant submits that findings are contrary to the evidence on record considering which, though the learned counsel for the non applicant opposes, leave is granted.

2. Office to register the Stamp Number Main No. 891/2020-Filing.
3. Issue notice for final disposal returnable on 16.4.2024.

4. Mr S. Naik, waives notice on behalf of respondent no. 1.
5. Call for the records and proceedings.
6. Learned counsel for the non-applicant shall take instructions regarding settlement in respect of the subject matter of complaint which is also reported to be the subject matter of the civil suit between the same parties.

AVINASH G. GHAROTE, J.

VINITA VIKAS NAIK Digitally signed by VINITA VIKAS NAIK
Date: 2024.03.20 10:49:48 +05'30'