

vinita

IN THE HIGH COURT OF BOMBAY AT GOA

**CRIMINAL MISC. APPLICATION NO.54 OF 2022
WITH
CRIMINAL APPEAL NO.319 OF 2022 (F)**

CRIMINAL MISC. APPLICATION NO.54 OF 2022

DEENDAYAL MULTIPURPOSE COOP.
CREDIT SOCIETY LTD., REP. BY
BRANCH INCHARGE PRIYA MAHESH
NADKARNI

... APPLICANT

Versus

RAMA SAWLO PARAB AND ANR

... RESPONDENTS

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... APPELLANT

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... RESPONDENTS

Mr A. D. Bhobe and Ms S. Shaikh, Advocate for the applicant.

Mr S. Naik, Advocate for respondent no.1.

CORAM:- AVINASH G. GHAROTE, J.

DATED :- 19th March, 2024

P.C.

The application seeks leave to appeal against the judgment dated 25.4.2022 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 Criminal Appeal No. 319/2022/F.

3. Issue notice to the respondents for final disposal returnable on 16.4.2024.
4. Mr S. Naik, learned counsel waives notice on behalf of respondent no.1.
5. Call for records and proceedings.

AVINASH G. GHAROTE, J.

VINITA VIKAS NAIK  Digitally signed by VINITA VIKAS NAIK
Date: 2024.03.20 10:36:23 +05'30'