

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO. 422 OF 2022

Laxman Ramchandra Aatpadkar	...Applicant
Versus	
State Of Maharashtra And Anr	...Respondents

Mr. Vaibhav V. Ugle Advocate for Applicant.
Mr. Y. Y. Dabake, APP for Respondent-State.

CORAM : PRAKASH D. NAIK, J.

DATE : 16th JANUARY, 2024

P.C.:-

1. The applicant is aggrieved by Judgment and Order dated 7th September 2022 passed by learned Additional Sessions Judge, Malshiras in Criminal Appeal No.1 of 2018 acquitting the respondent for offence under Section 138 of Negotiable Instruments Act by allowing the appeal preferred by said respondent.
2. Learned Advocate for applicant submitted that, in accordance with section 378(4) of Cr.P.C., the applicant was required to prefer appeal challenging the judgment of acquittal. Revision Application was filed within a period of one months from the date of judgment of the Appellate Court. The applicant may be permitted to convert this Revision Application into Appeal under Section 378(4) of Cr.P.C.

3. In this circumstances, applicant is permitted to convert this Revision Application into Appeal under Section 378(4) of Cr.P.C. Two weeks time granted to amend the application pursuant to amendment, the matter be listed before appropriate Court.

(PRAKASH D. NAIK, J.)