

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION**

CRIMINAL REVISION APPLICATION NO. 72 OF 2024

WITH

INTERIM APPLICATION NO.405 OF 2024

WITH

INTERIM APPLICATION NO. 404 OF 2024

WITH

CRIMINAL REVISION APPLICATION NO. 75 OF 2024

WITH

INTERIM APPLICATION NO. 411 OF 2024

WITH

INTERIM APPLICATION NO. 410 OF 2024

WITH

CRIMINAL REVISION APPLICATION NO. 77 OF 2024

WITH

INTERIM APPLICATION NO. 415 OF 2024

WITH

INTERIM APPLICATION NO. 414 OF 2024

Deepak Parsuram Dharne

...Applicant

Versus

Mukesh Kumar Goyal

(Karta of Mukesh Kumar Goyal HUF

Proprietor Of Nand Chem Impex) And Anr.

...Respondents

WITH

CRIMINAL REVISION APPLICATION NO. 73 OF 2024

WITH

INTERIM APPLICATION NO. 406 OF 2024

WITH

INTERIM APPLICATION NO. 407 OF 2024

WITH

CRIMINAL REVISION APPLICATION NO. 74 OF 2024

WITH
INTERIM APPLICATION NO.409 OF 2024
WITH
INTERIM APPLICATION NO. 408 OF 2024
WITH
CRIMINAL REVISION APPLICATION NO. 76 OF 2024
WITH
INTERIM APPLICATION NO. 413 OF 2024
WITH
INTERIM APPLICATION NO. 412 OF 2024

Sharayu Synthetic Processors
(Partnership Firm) ...Applicant
Versus

Mukesh Kumar Goyal
(Karta Of Mukesh Kumar Goyal HUF
Proprietor Of Nand Chem Impex And Anr. ...Respondents

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Mr. B.D. Chauhan, Advocate for the Applicants in all Applications.

Mr Y. Y Dabake, APP for the Respondent in REVN No.72/2024, REVN No.74/2024 and REVN No.76/2024.

Mr. Arfan Sait, APP for Respondent in REVN No.73/2024, REVN No.75/2024 and REVN No.77/2024.

CORAM : PRAKASH D. NAIK, J.

DATE : 1st FEBRUARY, 2024.

P.C.:

1. The revision applicants in all these Applications are convicted for offence under Section 138 of Negotiable Instruments Act, 1881. The appeals preferred by the Applicants were dismissed by the Sessions Court.

2. It is submitted that the parties had filed consent terms before the Session Court during the pendency of the appeal. However, non-payment of the entire claim of the complainant the appeals were dismissed. The total claim of the complainant qua the cheques which are subject matter of the proceedings is Rs.59,09,354/-. The Applicants had paid an amount of Rs.51,50,000/- till date. The Applicants are willing to pay the balance amount in the event reasonable time has granted to them.

3. Issue notice to Respondent No.1, returnable on 20th February, 2024.

4. In the meantime, the operation of impugned Orders passed by trial Court as well as Appellate Court stayed till the next date of hearing.

(PRAKASH D. NAIK, J.)