



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL APPLICATION (APPA) NO. 135 OF 2024
IN
CRIMINAL APPEAL STAMP NO. 1100 OF 2024

Prakash @ Bandubhau Raghunath Gadam Vs Anup Pundlik Bhojane

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. A.S. Dhage, counsel for applicant/appellant.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 19/08/2024.

1. By preferring this appeal, the appellant has challenged the order passed by the Judicial Magistrate First Class, Court No.2, Akot, by which the complaint of the present appellant is dismissed for want of prosecution and the accused is acquitted.
2. Learned counsel for the appellant submitted that opportunity was not granted to the complainant to take steps, and on technical grounds, the complaint was dismissed. Therefore, opportunity is granted to the present appellant to raise the dispute on its own merit.
3. Considering the reasons mentioned in the application, the appellant has many arguable points in the appeal, hence criminal application is **allowed**.
4. Leave is granted to the appellant to file an appeal. The appeal be registered.

5. On registration of appeal, notice be issued to respondent.
6. Stand over after four weeks.

[URMILA JOSHI-PHALKE, J.]