



WEB COPY



Crl.O.P.No.22920 of 2024
in Crl.A.SR.No.23759 of 2024

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SUNDER MOHAN, J.

Aggrieved by the acquittal of the respondent for the offences punishable under Section 138 of Negotiable Instruments Act, the petitioner has filed the present petition seeking leave to file an appeal.

2. The learned counsel for the petitioner would submit that the accused in his reply to the statutory notice sent under Section 138 of Negotiable Instruments Act had admitted the receipt of loan from the petitioner. He further submitted that the finding of the Lower Appellate Court that the petitioner had not established the offence under Section 138 of Negotiable Instruments Act is erroneous and that the Trial Court had rightly convicted the respondent.

3. This court finds force in the submissions made by the learned counsel for the petitioner and hence inclined to grant leave. Accordingly, leave granted.

4. The Registry is directed to number the appeal and post for admission, if it is otherwise in order.

05.11.2024



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