

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

APPLICATION FOR LEAVE TO APPEAL (PVT.) NO.93 OF 2024

Hafeez Elias

...Applicant/Appellant

V/s.

Shaukat Qureshi and Anr.

...Respondents

SATISH
RAMCHANDRA
SANGAR

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SATISH RAMCHANDRA
SANGAR

Date: 2025.06.11
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Mr.M.I.Zarodanwala i/b. Mr.Iqbal Abdulla:-	Advocate for Applicant/Appellant.
Mr.Girish Pawar i/b. Mr.Majid Siddiqui:-	Advocate for Respondent No.1
Mr.H.J.Dedhia:-	APP for Respondent No.2-State.

CORAM : S. M. MODAK, J.

DATE : 9th JUNE 2025

P. C. :-

1. The Appeal is against the judgment of dismissal of Complaint under Section 138 of the Negotiable Instruments Act, 1881. It was dismissed on 2nd July 2024 for non-appearance of the Complainant.

2. My attention is invited to certain notings on roznama on Page Nos.34 and 35. The relevant notings are as follows:-

(a) Noting dated 19th January 2023 : Wherein the matter was referred to Mediation. It got settled as per the case of Applicant.

Learned Advocate for the Respondent is not having instructions

- (b) Noting dated 1st January 2024 : Non bailable warrant was cancelled.

3. Thereafter, the matter was adjourned to following dates:-

- (a) 30th January 2024 : The Court was on leave.
- (b) 18th April 2024 : The Complainant was absent.
- (c) 24th May 2024 : The Accused was absent.
- (d) 2nd July 2024 : The Complaint was dismissed for non-appearance.

4. The issue involved is narrow. On the next date, the Court will endeavour to dispose of this Appeal.

5. Stand over to **7th July 2025**. The matter be taken up on top priority basis.

[S. M. MODAK, J.]