

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

WRIT PETITION NO.758 OF 2025

Slesha Ghosh ...Petitioner

Versus

M/s Concretech India
Through its authorised person
Mr Sagar B Kamble & Anr. ...Respondents

WITH

WRIT PETITION NO.1107 OF 2025

Slesha Ghosh ...Petitioner

Versus

M/s Concretech India
Through its authorised person
Mr Sagar B Kamble & Anr. ...Respondents

WITH

WRIT PETITION NO.1113 OF 2025

Slesha Ghosh ...Petitioner

Versus

M/s Concretech India
Through its authorised person
Mr Sagar B Kamble & Anr. ...Respondents

WITH

WRIT PETITION NO.1114 OF 2025

Slesha Ghosh ...Petitioner

Versus

M/s Concretech India
Through its authorised person
Mr Sagar B Kamble & Anr. ...Respondents

WITH
WRIT PETITION NO.1200 OF 2025

Slesha Ghosh	...Petitioner
<u>Versus</u>	
M/s Concretech India	
Through its authorised person	
Mr Sagar B Kamble & Anr.	...Respondents

WITH
WRIT PETITION NO.5819 OF 2024

Slesha Ghosh	...Petitioner
<u>Versus</u>	
M/s Concretech India	
Through its authorised person	
Mr Sagar B Kamble & Anr.	...Respondents

WITH
WRIT PETITION NO.2569 OF 2024

Slesha Ghosh	...Petitioner
<u>Versus</u>	
M/s Concretech India	
Through its authorised person	
Mr Sagar B Kamble & Anr.	...Respondents

Mr. Santosh Thakur, for the Petitioners.

Ms. Lalita P. Savekar, for Respondent No.1.

Mr. A. D. Kamkhedkar, APP, for the Respondent-State.

Coram: Madhav J. Jamdar, J.
Date: June 16, 2026

P.C.:

1. By the present Writ Petitions filed under Article 227 of the Constitution of India, the Petitioner has challenged the legality and validity of the proceedings initiated under Section 138 of the Negotiable Instruments Act, 1881.
2. It is the main submission of Mr. Thakur, learned Counsel for the Petitioner, that the Petitioner was removed from the Company on 10th December 2022. The cheque in question is dated 15th January 2023. The cheque was presented for encashment and was dishonoured on 27th January 2023 and, subsequently, a notice was issued and the complaint came to be filed on 11th April 2023.
3. A perusal of the Company's Resolution (Pages 124-128), particularly Resolution No.3, shows that Petitioner - Slesha Ghosh, was removed as a Director and that 96% of the members voted in favour of her removal. Admittedly, the Petitioner - Slesha Ghosh is not the signatory to the cheque in question.
4. Accordingly, all these Writ Petitions are allowed in terms of prayer clause (a) *qua* the Petitioner. It is specifically clarified that as far as the other accused are concerned, the said Section 138 proceedings shall continue.

[Madhav J. Jamdar, J.]