

Cr.M.A No.1032/2024.

Order Below Exh.1

Ld. Advocate for the Complainant Mr. N. L. Patel / R. S. Pandey

1. Read this application, produced documents, records and proceedings heard Mr. R. S. Pandey for complainant.
2. The complainant has filed this application for condone delay of 05 days for filing criminal complaint under Section 138 of Negotiable Instrument Act. Complainant plead that this criminal complaint should be filed till date 25/07/2024 but due to heavy rain and water-logging outside of his house, could not file this complaint within time limit and there is a delay of 05 days and therefore, prayed for condone the delay of 05 days.
3. Ld. Advocate for complainant Mr. R. S. Pandey argued that complainant could not file this complaint within time limit due to heavy rain & water-logging outside of his house. It is also argued that liberal view should be taken to condone delay and application may be granted.
4. While perusing record, if considered complainant's pleading that due to rainy season he could not file this criminal case within time limit. This court seems this reason is not genuine and bonafide for delay of 05days in filing the criminal

complaint. Hence, complainant's application is not liable to condone the delay of 05 days. In the interest of justice, Hence, I passed the following order.

Order

This delay condone application is rejected for 05 days.

No Order as to costs.

This Criminal Application has disposed of as accordingly.

Order pronounced in the open court today on 20th June, 2026.

Date:-20/06/2026
Place:-Bharuch.

(A. S. Gohel)
Addl. Chief Judicial Magistrate
UIC No.GJ01154
Bharuch