

MHSN170025892020



Received on : 04.01.2014
 Registered on : 04.01.2014
 Decided on : 07.07.2025
 Duration : Ys. M. Ds.
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IN THE SESSIONS COURT, VITA, AT VITA
(Presided over by R.R. Bhagwat, Addl. Sessions Judge, Vita)

Cri.Revn.Appln.No.2 of 2014
Exh. No.11

- | | | | |
|----|------------------------------------|---|---------------------------|
| 1. | Dongarai Sakhar Karkhana |) | |
| | (Cane Agro Energy India Ltd.) |) | |
| | Behalf of Legal Officer |) | |
| | Shri. Kalidas Keshav Patil |) | Revision |
| | Age-47 Years, Occu. Service |) | Applicant |
| | R/o. Raigaon, Tal. Kadegaon, |) | |
| | Dist. Sangli |) | |
| | <u>VERSUS</u> |) | |
| | |) | |
| 1. | The State of Maharashtra |) | |
| 2. | Shri. V. P. Beluse |) | <u>Respondents</u> |
| | Proprietor of M/s. Sugarlime & |) | |
| | Chemicals |) | |
| | Shop No.05, Servey No.34, Supreme |) | |
| | Plaza Building, |) | |
| | Near Canara Bank, Bibviewadi, Pune |) | |

Cri.Revn.Appln.U/s.397 of the Code of Criminal Procedure

Adv.Shri. P. T. Jadhav for the revision applicant.
APP Shri. R. S. Jamadar for responent No.1.

JUDGMENT
(Delivered on 7th July 2025)

1. This revision application challenges the propriety, correctness, and legality of the order dated 03.10.2013 below Exh.1 passed by Ld. Judicial Magistrate, First Class, Kadegaon in Criminal Misc. Application No.36 of 2011 thereby dismissing the same for want of prosecution.

2. Nobody has appeared for the applicant. The applicant and his Advocate are absent since long. The revision is being decided with the help of material on record.

3. Basically, the applicant had filed the said criminal M.A. for the purpose of condoning delay caused in filing complaint case regarding dishonour of cheque under section 138 of the Negotiable Instruments Act on 09.05.2011. Thereafter, period of two and half years was passed. Ld. Trial Court had already passed necessary orders dated 04.09.2013, 16.09.2013 and 19.09.2013. In short, Ld. Trial Court had tried to extend every opportunity to the applicant for contesting the proceeding on merit, but he failed to avail the same. Present revision is filed on 04.01.2014. The applicant continued the same manner of his conduct by remaining absent in present revision. It is amply clear from conduct of the applicant that he was neither serious before Ld. Trial Court nor before this Court while pursuing legal remedy available to him. For this reason, there is no scope to interfere in impugned order. Ld. Trial Court has not committed any illegality while dismissing Criminal M.A. No.36/2011. The

impugned order appears to be proper, correct, and legal. Therefore, the revision application deserves to be rejected. In the result, I pass the following order :-

: ORDER :

1. Criminal Revision Application No.2 of 2024 is rejected.
2. Criminal Revision Application No.2 of 2024 is disposed of accordingly.

(Dictated and pronounced in open court)

Vita
Dt.07.07.2025

(R.R. Bhagwat)
Additional Sessions Judge, Vita.

CERTIFICATE

I affirm that, the contents of this P.D.F file, are same word to word, as per the original order/judgment.

Name of Stenographer : H.G. Sutar (Steno Grade-I)
Court : DJ-1 & Addl. Sessions Judge, Vita.
Date of order : 07.07.2025
Signed by Presiding officer on : 07.07.2025
Uploaded on : 08.07.2025