

MHAU030022942026



ORDER BELOW EXHIBIT NO.1 IN CRI.M.A.No.484/2026
(Salman Pathan Vs. Shaikh Riyaz)

1) The complainant has filed this application under section 142 (b) of The Negotiable Instrument Act, 1881 for condonation of delay for filing this complaint. It is the submission of complainant that, in discharge of legal liability, accused has issued cheque dated 02.09.2025 of Rs.5,77,57,103/- which is dishonored. Thereafter, notice was issued to the accused on 03.12.2025 which is received by the accused on 06.12.2025. But the complainant could not file his complaint within limitation. The delay is caused due to economic crisis the complainant was unable to arrange required court fees within mentioned time. Therefore, there was two days delay for filing the complaint. Hence, prayed to condone the delay.

2) I heard the learned advocate for the complainant on this application. The reasons mentioned in the application shows that, there is no intention of the complainant to make delay for filing the complaint. The reason mentioned in the application for delay is satisfactory to condone the delay. It shows that, there is a delay of 2 days for filing said complaint. Therefore, it shows that it is not necessary to hear the accused on this application. It shows that the delay caused for filing complaint is not inordinate delay. If the delay is condoned, it will not cause any prejudice to the

accused. But if delay is not condoned, the complainant will suffer irreparable loss.

3) Therefore, considering above discussion, in the interest of justice, in the opinion of this Court the application is liable to be allowed. Hence, I pass following order;

ORDER

- 1) The application is allowed.
- 2) Delay caused for filing complaint is hereby condoned.
- 3) Assistant Superintendent is directed to register the complaint by new number.

Date:-27.04.2026

(C. P. Kashid)
Additional Chief Judicial Magistrate
(Court No.5), Aurangabad

C E R T I F I C A T E

I am affirm that the contents of this [P.D.F.](#), file Order are same, word to word, as per the original Order:-

Name of the Stenographer	:-	Varsha Ajit Andurkar
Court	:-	C. P. Kashid 05 th Jt. Civil Judge (S.D.) & Addl. Chief Judicial Magistrate, Aurangabad.
Date	:-	27.04.2026
Order signed by the presiding officer on	:-	27.04.2026
Order uploaded on	:-	27.04.2026