

JPP

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

**CRIMINAL APPLICATION NO. 360 OF 2011  
IN  
CRIMINAL REVN. APPLICATION NO. 346 OF 2011**

Bats Apparels Ltd. & Anr. ... Applicants.

V/s.

Ab & Co. Advisors Pvt. Ltd. & Anr. ... Respondents.

Mr. Ajay Panicker i/b. M/s. Ajay Law Associates for the Applicants.

Ms. Tejal Purohit for Respondent No.1.

Mr. D.R. More, APP for the State.

**CORAM : K.U. CHANDIWAL, J.**

**DATED : 09th SEPTEMBER 2011.**

**P.C. :-**

Heard learned Counsel for the Accused - Applicant.

2. The Accused - Applicant was convicted in proceeding under Section 138 of Negotiable Instruments Act, 1881 confirmed by the Appellate Court.

3. On 27<sup>th</sup> July 2011, interim relief in terms of prayer clause (a) on the condition that the Applicants to deposit 50% of the amount as directed by the Trial Court, in this Court within a period of four weeks was granted. Learned Counsel submits, so far as Applicant No.2 is concerned, the order is complied with. However, so far as Applicant No.1 is concerned, Rs.

50,000/- are deposited and extension be granted for depositing Rs.12,00,000/- as the Company has worst financial condition having suffered huge losses.

4. The condition of the Company was well in the past when the matter was mentioned on 27<sup>th</sup> July 2011. Indeed, time to complete the deposition is elapsed. I do not see any merit for extension of time for deposition by Applicant No.1. Application lacks merit. Both Applications dismissed.

5. Certified Copy expedited.

**(K.U. CHANDIWAL,J.)**