

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CRIMINAL WRIT PETITION NO.375 OF 2024

Ananta S/o Yogendra Nikhar and another Vs. Sau. Sunanda W/o Shyam Pimpalghare

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Shri R.M. Patwardhan, Advocate for petitioners.

CORAM : M.W. CHANDWANI, J.

DATE : APRIL 26, 2024.

Heard.

2. The petition challenges the order dated 10.01.2020, passed by the learned ACJM, Nagpur, in Summary Criminal Case No.25705 of 2019, whereby the process have been issued against the petitioners for offence punishable under Section 138 of the Negotiable Instruments Act, 1881. The petition also lays challenge to the order dated 11.01.2024, passed by the learned Additional Sessions Judge, Nagpur, thereby dismissing the revision application filed by the petitioners.

3. The contention is that there is no averment in the complaint specifying the role of the petitioners as a partner of the Firm namely M/s. Ananta Infrastructure. The further contention is that the accused No.3 (petitioner No.2 herein) retired in the year 2014, still she has been made an accused in the said process.

4. Issue notice to the respondent, returnable within two weeks.
5. The trial Court shall not insist the presence of the petitioners, till the next date of hearing.
6. Tag alongwith Criminal Writ Petition No.359 of 2024.

JUDGE

Wagh