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CRIR(F) 693 of 2024



2026:BHC-GOA:1099

IN THE HIGH COURT OF BOMBAY AT GOA
CRIMINAL REVISION APPLICATION NO.693 OF 2024 (F)

NURALLAH KAMRUDDIN VELJEE

... APPLICANT

Versus

FARID VELJEE AND ANR.,

... RESPONDENTS

Mr. Surendra Desai, Senior Advocate with Mr. Rohan Desai, Ms. Arya Parrikar, Mr. Ashay Priolkar, Ms. Esha Ghodekar and Mr. Pranav Pathak, Advocates for the Applicant.

Mr. Somnath Karpe, Additional Public Prosecutor for Respondent -State.

CORAM:- BHARAT P. DESHPANDE, J.

DATED :- 20th August, 2024

P.C.:

1. Heard Mr. Desai, learned Senior Counsel alongwith Mr. Rohan Desai.
2. The challenge in the present revision is to the impugned order dated 31.07.2024 passed by the First Appellate Court while deciding the Appeal and directly awarding the compensation.
3. Mr. Desai would submit that during the earlier round of litigation, both parties had approached this Court by filing Criminal Writ Petition No. 31 of 2022 along with Criminal Revision Application No. 12 of



2022. Both these matters were disposed of by this Court on 25.04.2024, thereby remanding the matters to the First Appellate Court with certain directions mentioned in paragraph No. 20 of the Order.

4. Mr. Desai would submit that learned First Appellate Court committed the same mistake and directly awarded compensation which is against the provision under Section 138 of the Negotiable Instruments Act.

5. Issue notice to the Respondents, returnable on 23.09.2024.

BHARAT P. DESHPANDE, J.