



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

CRIMINAL REVISION APPLICATION NO. 417 OF 2019

Siddharth S/o Suresh Bagul

...Applicant

vs.

Shreyash S/o Sandip Gopani and Anr.

...Respondents

None for the Applicant.

Mr.A.D.Khamkhedkar – APP for Respondent No.2 – State.

CORAM : S. M. MODAK, J.

DATE : 15th JANUARY 2024

P. C. :-

1. It is true that in the order dated 7th December, 2023 there is mention that English translation is not submitted and copies are not served to learned P.P. However, papers annexed to memo of Revision consist of the documents in English language only. There is an order passed on 5th July, 2019 by the Appellate Court which mentions about vacation of the suspension order passed on 1st April, 2019. It is for the reason that the Accused has not deposited the amount as ordered.

2. In this Revision, the legality of this order is challenged. In addition to that, there is copy of application for staying the judgment passed by the Court of Metropolitan Magistrate. This was filed in Criminal Appeal No. 171 of 2019.

Satish Sangar

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3. It seems that the order dated 5th July, 2019 seems to have been passed by the Court of learned Additional Sessions Judge - Greater Mumbai during the pendency of said Criminal Appeal.

4. No one is present. Revision is not prosecuted since beginning. When status of the Appeal is checked from the website, it is revealed that Appeal filed by the Applicant was disposed of on 24th December, 2019. The conviction for the offence under Section 138 of the Negotiable Instruments Act, 1881 ["NI Act"] is set aside. The printout is marked as Annexure-A.

5. As the Appeal is disposed of, interim order challenged in this Revision does not survive. Hence, Revision is disposed of as become infructuous.

[S. M. MODAK, J.]