

Ashok Kumar Agrawal Vs. Branch Manager, Allahabad Bank Branch Chirai Dongri

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Court : Madhya Pradesh

Decided On : Jan-23-2013

Appellant : Ashok Kumar Agrawal

Respondent : Branch Manager, Allahabad Bank Branch Chirai Dongri

Advocate for Pet/Ap. : Shri. Madan Singh

Judgement :

1 M.Cr.C No.15459/2012 23/1/2013 Shri Madan Singh, counsel for the petitioner/complainant.

This petition has been preferred against the order 20.9.12 passed by FiRs.Additional Sessions Judge, Mandla in Criminal Revision No.29/12, rejecting the revision on the ground of limitation.

Petitioner / complainant has preferred a private complainant under Sections 167, 420, 471 of IPC in the Court of JMFC, Mandla which was dismissed at the stage of Section 203 Cr.P.C, observing that to be groundless for further proceedings.

Against the impugned order, revision was preferred with a delay of eight months, the cause of delay was said to be illness of the petitioner.

It is submitted that by the learned counsel for the petitioner that in support of illness, in the Court of revision medical certificate issued by the Doctor Neeraj Bansal was produced on 4.7.12, but revisional Court has observed that in support of illness, no medical certificate has been produced.

In view of the aforesaid factual controversy, without making any comment on the merits of the 2 M.Cr.C No.15459/2012 case, this petition is allowed and disposed of with direction that revisional Court shall consider the aforesaid medical certificate and shall pass a fresh order.

With the aforesaid direction, this petition stands disposed of.

CC as per rules.

(Tarun Kumar Kaushal) JUDGE dcs/-

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