

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CRIMINAL APPEAL NO(s). 1116 OF 2005

SHANTANU ADITYA

Appellant (s)

VERSUS

SHASHIKANT KUDROLI & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T.,stay and office report)

WITH APPEAL(CRL) NO. 1117 of 2005

(With appln(s) for exemption from filing O.T.,stay and office report)

APPEAL(CRL) NO. 1118 of 2005

(With appln(s) for exemption from filing O.T.,stay and office report)

APPEAL(CRL) NO. 1119 of 2005

(With appln(s) for permission to place additional documents on record, exemption from filing O.T. and office report)

APPEAL(CRL) NO. 1120 of 2005

(With appln(s) for stay and office report)

APPEAL(CRL) NO. 1121-1122 of 2005

(With appln(s) for directions, permission to file additional documents, accepting English translation, exemption from filing O.T. and office report)

APPEAL(CRL) NO. 1126 of 2005

(With appln(s) for stay and office report)

Date: 01/03/2012 These Appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE H.L. DATTU
HON'BLE MR. JUSTICE ANIL R. DAVE

For Appellant(s)
Crl.A.1116/2005 Mr. Atul Y. Chitale, Sr. Adv.
Crl.A.1117/2005 Ms. Nishthah Kumar, Adv.
Mrs.Suchitra Atul Chitale,Adv.
Ms. Padmaja Kaul, Adv.

Crl.A.1118/2005 Mr. Ranjit Kumar, Sr. Adv.
Mr. Kartik Yadav, Adv.
Mr. N. Ganpathy, Adv.

Crl.A. 1126/2005 Mr. Siddharth Luthra, Sr. Adv.
Mrs Manik Karanjawala, Adv.
Mr. Jai Dehadrai, Adv.
Mr. Arshdeep Singh, Adv.

Crl.A. 1120/2005 Mr. Maninder Singh, Sr. Adv.
Mr. Gaurav Sharma, Adv.
Ms. Surbhi Mehta, Adv.
Mr. Abhinav Mukerji, Adv.

For Respondent(s)
Cr.A. 1116-1120, Mr. Arvind Kumar, Adv.
1126/2005 & Mr. Ranjan Dwivedi,Adv.
For Pet. in Mr. Radhe Shyam Sharma, Adv.
Cr.A. 1121-1122 Mr. Pradeep Kumar Mathur, Adv.
of 2005 Mrs. Poonam Prasad, Adv.
Mr. Maithili Sharan, Adv.
Mr. Feroze Ahmad, Adv.

Mr. Anil Shrivastav, Adv

UPON hearing counsel the Court made the following
O R D E R

Appeals are allowed in terms of the signed order.

Criminal Appeal No.1121-1122 of 2005

Appeals are disposed of as withdrawn in terms of the signed order.

(NAVEEN KUMAR)
COURT MASTER

(SHARDA KAPOOR)
COURT MASTER

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1116 OF 2005

SHANTANU ADITYA

Appellant (s)

VERSUS

SHASHIKANT KUDROLI & ORS.

Respondent(s)

WITH

CRIMINAL APPEAL NO. 1117 OF 2005
CRIMINAL APPEAL NO. 1118 OF 2005
CRIMINAL APPEAL NO. 1119 OF 2005
CRIMINAL APPEAL NO. 1120 OF 2005
CRIMINAL APPEAL NO. 1121-1122 OF 2005
CRIMINAL APPEAL NO. 1126 OF 2005

O R D E R

1. These appeals are directed against the judgment and order passed by the Madhya Pradesh High Court, Indore Bench in Miscellaneous Criminal Case No. 3430/2004, 3420/2004, 3432/2004, 3337/2004 dated 04.01.2004. By the impugned judgment and order, the High Court has quashed the complaint against some of the accused persons but not against the appellants herein.

2. We have heard the Mr. Atul Chitale, Mr. Ranjit Kumar, Mr. Maninder Singh and Mr. Siddharth Luthra, learned senior counsels for the appellants and also Mr. Arvind Kumar, learned counsel for the respondents. We have carefully gone through the private complaints filed by the respondent/complainant and orders passed by the High Court.

3. In our considered opinion, the High Court was not justified in passing the impugned judgment and order. Therefore, keeping in view the peculiar facts and circumstances of the case, we allow

the appeals, set aside the order passed by the High Court and quash the complaints filed by the respondent/complainant.

CRIMINAL APPEAL NO. 1121-1122 OF 2005

4. Mr. Arvind Kumar, learned counsel for the appellant, appearing in Criminal Appeal Nos. 1121-1122 of 2005 seeks permission of this Court to withdraw these appeals. Permission sought for is granted. Criminal Appeal Nos. 1121-1122 of 2005 are disposed of as withdrawn.

5. Ordered accordingly.

.....J.
(H.L. DATTU)

.....J.
(ANIL R. DAVE)

NEW DELHI
MARCH 1, 2012