

SLP(Crl.)No. 474-475 OF 2001

ITEM No.56

Court No. 5

SECTION IIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 474-475/2001

(From the judgement and order dated 12/12/2000 in CRLRC 1379/99
and CRLMP 10311/1999 of The HIGH COURT OF MADRAS)

A.L. VADIVELU & ANR.

Petitioner (s)

VERSUS

U.M.S. RADIO FACTORY LTD. & ANR.

Respondent (s)

(With Appln(s). for ex-Parte stay
exemption from filing c/c of the impugned Judgment)

Date : 12/03/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS
HON'BLE MR. JUSTICE R.P. SETHI

For Petitioner (s)

Mr. K.K. Mani,Adv.

For Respondent (s)

UPON hearing counsel the Court made the following

O R D E R

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It is open to the petitioner to raise all the contentions in the trial court and substantiate, if it is true, that the cause of action has arisen on a prior date when the drawer of the cheque received previous notice. Learned counsel submits that the observation made by the learned single judge of the High Court at para 10 may prejudice the right of the petitioners in substantiating so. We make it clear that the right to establish the aforesaid would remain unhampered despite any observation made in the impugned order. With these observations the SLPs are disposed of.

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Hemalatha

(HK Bhatia)
Court Master