

ITEM NO.29

COURT NO.7

SECTION II-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 2248/2026

[Arising out of impugned final judgment and order dated 14-01-2026 in CRLWP No. 71/2026 passed by the High Court of Judicature at Bombay]

HARMONY ORGANICS PVT LTD. & ANR.

Petitioner(s)

VERSUS

M/S SVS CHEMICAL CORPORATION LLP & ORS.

Respondent(s)

IA No. 40153/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 13-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA
HON'BLE MR. JUSTICE K.V. VISWANATHAN

For Petitioner(s) :

Mr. Rahul Chitnis, Sr. Adv.
Mr. Hersh Desai, Adv.
Ms. Shwetal Shepal, Adv.
Mr. Aditya Khanna, Adv.
Mr. Chander Shekhar Ashri, AOR

For Respondent(s) :

Ms. Vidhi Pankaj Thaker, Adv.

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

1. Heard Mr. Rahul Chitnis, the learned senior counsel appearing for the petitioners and Ms. Vidhi Pankaj Thaker, the learned counsel appearing for the respondent no.1 (original complainant) on caveat.

2. This petition arises from a litigation between the parties wherein the petitioners are sought to be prosecuted for the offence punishable under Section 138 of the Negotiable Instruments Act, 1881.

3. It appears, as pointed out by the learned counsel appearing for the parties that 7 cheques said to have been issued by the petitioners in favour of the complainant came to be dishonoured due to insufficient funds. The details of the cheques and the corresponding case numbers is as under:-

Sr. No.	S.C.C. No	Cheque No. and Amount
1.	SCC 168110/2025	"963749" Dated 04.07.2025 drawn on Axis bank Ltd, CBB, Pune for an amount of Rs. 16,54,135/-
2.	SCC 167585/2025	"963748" dated 27.06.2025 drawn on Axis bank Ltd, . CBB, Pune for an amount of Rs.23,07,247/-
3.	SCC 168107/2025	"963750" dated 11.07.2025 drawn on Axis bank Ltd, CBB, Pune for an amount of Rs. 18,65,684/-
4.	SCC 179710/2025	"963751" dated 18.07.2025 drawn on Axis bank Ltd, CBB, Pune for an amount of Rs. 17,91,228/-
5.	SCC 180179/2025	"963892" dated 18.07.2025 drawn on Axis bank Ltd, CBB, Pune for an amount of Rs.7,70,665/-
6.	SCC 180181/2025	"963891" dated 25.07.2025 drawn on Axis bank Ltd, CBB. Pune for an amount of Rs.7,69.147/-
7.	SCC 180183/2025	"963913" dated 15.08.2025 drawn on Axis bank Ltd, CBB, Pune for an amount of Rs. 8,97,454/-

4. Mr. Chitnis, the learned senior counsel appearing for the petitioner submitted that out of 7 cases, in 3 of the cases, the cheque amount has been fully paid to the complainant. This amount is to the tune of Rs.58,27,066/- (Rupees Fifty Eight

Lakh Twenty Seven Thousand and Sixty Six only).

5. He has instructions from his client to make a statement before this Court that the petitioners are ready and willing to deposit the balance amount as regards the other four cheques also to the tune of Rs.42,28,494/- (Rupees Forty Two Lakh Twenty Eight Thousand Four Hundred and Ninety Four only).

6. The learned counsel appearing for the complainant would submit that if the petitioners are ready and willing to make the payment as regards other four cheques, the same should be with 18% statutory interest.

7. Issue notice.

8. Dasti service, in addition, is permitted.

9. Since, Ms. Vidhi Pankaj Thaker, the learned counsel appearing for and on behalf of the original complainant (respondent no.1) accepts notice. Hence, formal notice to the original complainant (respondent no.1) is waived.

10. In the meantime, the proceedings of the cases S.C.C. No(s). 168110/2025, 167585/2025, 168107/2025, 179710/2025, 180179/2025, 180181/2025, 180183/2025, pending in the Court of Joint C.J.S.D & Additional C.J.M., Pune shall remain stayed.

11. In the meantime, we direct the petitioners to deposit the amount of Rs.42,28,494/- (Rupees Forty Two Lakh Twenty Eight Thousand Four Hundred and Ninety Four only) with the Registry of this Court within a period of three weeks from today.

12. Once the amount is deposited by the petitioners, the Registry shall invest the same in an interest bearing short-

term fixed deposit account with any nationalized bank.

13. Post the Special Leave Petition on 23.03.2026.

(HARPREET KAUR)
COURT MASTER (SH)

(POOJA SHARMA)
COURT MASTER (NSH)