

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).6656/2013

(Arising out of impugned final judgment and order dated 09/02/2012 in CRLRP No. 2424/2010 passed by the High Court of Karnataka Circuit Bench at Dharwad)

JANATA CO-OPERATIVE CREDIT SOC. LTD.

Petitioner(s)

VERSUS

K. MAHABAL SHETTY & ANR.

Respondent(s)

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

Date : 14/08/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s)

Mr. S. N. Bhat, Adv.

For Respondent(s)

Mr. Bankey Bihari, Adv.

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

Having heard learned counsel for the parties, we are of the view that the instant petition is liable to be disposed of with the direction that the amount paid by the respondents consequent upon the order passed by the High Court under Section 138 of the Negotiable Instruments Act shall be adjusted towards the amount payable by the respondents and the balance amount shall be recoverable in the execution proceedings. Ordered accordingly.

The impugned order passed by the High Court is sustained

except to the extent indicated above.

Signature Not Verified

Digitally signed by
Satish Kumar Yadav
Date: 2014.08.14
16:58:21 IST
Reason:

(SATISH KUMAR YADAV)
COURT MASTER

(PHOOLAN WATI ARORA)
ASSISTANT REGISTRAR