

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(s).3158/2013

(From the judgment and order dated 27/02/2013 in CRLR No. 4504/2010 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

SHIVJI CHAUBE & ANR. Petitioner(s)

VERSUS

STATE OF U.P. & ANR. Respondent(s)

(With application for stay)

[FOR FINAL DISPOSAL]

Date: 02/09/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. PATNAIK
HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

For Petitioner(s) Mr. Raj Shekhar Rao, Adv.
Mr. Atul Shankar Vinod, Adv.
Mr. Abhinav Mukerji, Adv.

For Respondent(s) Mr. Aftab Ali Khan, Adv.
Mr. Rutwik Panda, Adv.

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

Heard learned counsel for the parties.

A settlement has been arrived at between the parties through the efforts of the Supreme Court Mediation Centre and para 14 of the settlement reads as follows:-

"That the Mr. Sunil Kumar Chaturvedi and Petitioner No. 1 and Petitioner No. 2 have agreed to pay the aforesaid amount of Rs. 1.10 Crore (Rupees One Crore and Ten lakh only) on the next date of hearing before the Hon'ble Supreme Court by way of a demand draft in the name of 'Priyanka Chaturvedi' the Respondent No. 2."

Pursuant to Clause 14 of the settlement quoted above a banker's cheque for ` 1.10 Crore (Rupees One Crore and Ten lakh only) has been prepared in the name of Priyanka Chaturvedi, respondent No. 2 herein.

Learned counsel for respondent No.2, however, states that her bank account in the Union Bank of India, District Balliya is in the name of Ms. Priyanka Mishra and, therefore, the banker's cheque in the name of Priyanka Chaturvedi cannot be deposited in the aforesaid bank account of respondent No. 2.

Learned counsel for the petitioner, on the other hand, submitted that it will cost the petitioners a huge amount of money

to cancel the aforesaid banker's cheque and prepare a fresh banker's cheque in the name of Priyanka Mishra.

In the aforesaid circumstances, we direct that the Union Bank of India, Balliya Branch, Station Malgodown Road, Ballia, District Balliya, Uttar Pradesh will accept the banker's cheque in the name of Priyanka Chaturvedi for deposit in the account of Ms. Priyanka Mishra (account No. 353802010904916) the banker's cheque No. 530853 revalidated on 29th August, 2013.

In case of any difficulty, liberty is given to the parties to approach this Court again.

The Special Leave Petition stands disposed of.

[KALYANI GUPTA]
COURT MASTER

[SHARDA KAPOOR]
COURT MASTER