

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.4829 OF 2024
(Arising out of S.L.P.(Criminal) No.5154 of 2020)

BHEEM SINGH ... APPELLANT(S)

VS.

STATE OF UTTAR PRADESH & ANR. ... RESPONDENT(S)

O R D E R

Leave granted.

Heard the learned senior counsel appearing for the appellant and the learned Additional Advocate General appearing for the respondent-State.

We have perused the assertions made in the First Information Report. There is no dispute that the second respondent(first informant) had put her signatures on the debit vouchers of Rs.65,000/- (Rupees sixty five thousand) and Rs.27,000/- (Rupees twenty seven thousand) respectively. Even going by the allegations made by the second respondent, a sum of Rs.27,000/- (Rupees twenty seven thousand) on the basis of the voucher signed by her was not taken by the appellant but was transferred to the Bank of which he was a Manager in discharge of liability of the second respondent's husband under the One Time Settlement Scheme. Taking the averments made by the

second respondent in the complaint as it is, no offence is made out as against the appellant.

Accordingly, the impugned order dated 5th November, 2019 passed by the High Court is set aside and the proceedings of Criminal Case No.82 of 2017 arising out of Case Crime No.778 of 2016 pending before the Chief Judicial Magistrate, Pratapgarh, Uttar Pradesh are hereby quashed.

The appeal is accordingly allowed.

.....J.
(ABHAY S.OKA)

.....J.
(AUGUSTINE GEORGE MASIH)

NEW DELHI;
November 27, 2024.

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 (Cr1.) No(s). 5154/2020

[Arising out of impugned final judgment and order dated 05-11-2019 in A482/378/407 No. 5600/2017 passed by the High Court of Judicature at Allahabad, Lucknow Bench]

BHEEM SINGH

Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ANR.

Respondent(s)

Date : 27-11-2024 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ABHAY S. OKA

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s)

Mr. Arijeet Prasad, Sr. Adv.

Mr. Ramjee Pandey, AOR

Mr. S K Giri, Adv.

Ms. Ankita Singh, Adv.

Mrs. Antariksh Singh, Adv.

For Respondent(s)

Mrs. Garima Prashad A.A.G/Sr. Adv.

Mr. Adarsh Upadhyay, AOR

Ms. Pallavi Kumari, Adv.

Mr. Shashank Pachauri, Adv.

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

Leave granted.

The appeal is allowed in terms of the signed order.

Pending application, if any, also stands disposed
of.(ANITA MALHOTRA)
AR-CUM-PS(AVGV RAMU)
COURT MASTER

(Signed order is placed on the file.)