

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).3722/2011

(From the judgement and order dated 27/04/2011 in CRLA No. 305/2011
of The HIGH COURT OF BOMBAY AT AURANGABAD)

RAMKRISHNA OMKAR DHAKE & ANR Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned
Judgment,exemption from filing O.T.,anticipatory bail)
WITH SLP(Crl) NO. 4042-4043 of 2011

(With appln(s) for exemption from filing c/c of the impugned
Judgment,exemption from filing O.T.,anticipatory bail)
(With office report)
SLP(Crl) NO. 4046-4050 of 2011

(With appln(s) for exemption from filing c/c of the impugned
Judgment,exemption from filing O.T.,anticipatory bail)
(With office report)

Date: 11/05/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s)
In SLP 3722/11 Mr. Sudhanshu S.Choudhari,Adv.

In SLP 4042-43/11 Mr. P.S.Patwalia,Sr.Adv.
Mr. Amarjit Singh,Sr.Adv.
Mr. S.S.Shamshery,Adv.
Ms. Ruchi Kohli,Adv.

In SLP 4046-50/11 Mr. Jaideep Gupta,Sr.Adv.
Mr. Bhupender Yadav,Adv.
Mr. s.s.Shamshery,Adv.
Ms. Ruchi Kohli,Adv.

For Respondent(s)

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

In SLP(Crl.)No. 3722/2011

This order has to be read in continuation of our
order dated the 4th May, 2011.

An affidavit has been filed by the petitioners
that the petitioner will deposit a sum of
Rs.40,00,000/- (Rupees forty lakhs) in the following
manner:

"1. Rs. 10 Lakhs - On or before 16/5/2011

2. Rs. 10 Lakhs - On or before 30/5/2011
3. Rs.10 Lakhs - On or before 15/6/2011
4. Rs. 10 Lakhs - On or before 30/6/2011"

In this view of the matter we issue notice to the respondents.

Dasti service is also permitted.

In the meantime if the petitioners are arrested, they shall be released on bail to the satisfaction of the Arresting Officer.

We make it clear that in case of default of payment of any instalment, the SLP will be deemed to be dismissed.

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IN SLP(Crl.)Nos. 4042-43/2011

Mr. Patwalia, the learned senior counsel has filed a statement of accounts in this Court which reveals that the dues as claimed by the Bank are now 21.20 crores and that the payment of the aforesaid amount would be made in the following manner:

"The Ist instalment of Rs.10.62 crores will be paid by bank draft within one week and the balance amount of Rs.10.58 crores will be paid along with accrued interest within six months from today."

Issue notice.

Dasti service is also permitted.

In the meantime if the petitioners are arrested, they shall be released on bail to the satisfaction of the Arresting Officer.

We make it clear that in case of default of payment of any instalment, the SLPs will be deemed to be dismissed.

IN SLP (Crl.)Nos. 4046-50/2011

The special leave petitions are dismissed.

[SUMAN WADHWA]
COURT MASTER

[VINOD KULVI]
COURT MASTER