

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.1808 OF 2010
(Arising out of SLP(Crl.)No.4488 of 2008)

P. KRISHNAVENI

... APPELLANT(S)

VERSUS

TATA VENKATA KRISHNA RAO & ANR.

... RESPONDENT(S)

O R D E R

Leave granted.

Heard learned counsel for the parties.

Learned counsel for the respondent submits that respondent-Tata Venkata Krishna Rao has received Rs.1.08 lacs from the appellant and he does not want to prosecute the complaint filed by him under Section 138 of the Negotiable Instruments Act being C.C.No.444 of 2002, pending on the file of the II Additional Judicial Magistrate of I Class, Machilipatnam.

In view of the statement of learned counsel for the respondent and the fact that the entire amount has been paid, we deem it appropriate to quash the complaint C.C.No.444 of 2002, pending on the file of the II Additional Judicial magistrate of I Class, Machilipatnam that has been filed under Section 138 of the Negotiable Instruments Act.

The impugned judgment is set aside and the appeal is, accordingly, disposed of.

.....J.
(DALVEER BHANDARI)

.....J.
(DEEPAK VERMA)

NEW DELHI;
17TH SEPTEMBER, 2010
ITEM NO.38

COURT NO.4

SECTION II

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).4488/2008
(From the judgement and order dated 12/03/2008 in CRLA No.
1311/2004 of The HIGH COURT OF JUDICATURE OF A.P. AT
HYDERABAD)

P. KRISHNAVENI

Petitioner(s)

VERSUS

TATA VENKATA KRISHNA RAO & ANR.
(With appln(s) for stay and office report)

Respondent(s)

Date: 17/09/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI

HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr.V.Sridhar Reddy, Adv.
Mr.Ch.Leela Sarveswar,Adv.
for Mr. V.N. Raghupathy,Adv.

For Respondent(s) Mr.A.Chandra Sekhar, Adv.
Mr.G.V.R.Choudhuri, Adv.
Mr. K. Shivraj Choudhuri,Adv.

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

Leave granted.

Heard learned counsel for the parties.

The impugned judgment is set aside and the appeal is
disposed of, in terms of the signed order.

(G.V.Ramana)
Court Master

(Neeru Bala Vij)
Court Master

(signed order is placed on the file)