

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO(s). 1916 OF 2009

MADHAVPURA MERCANTILE CO-OP.BANK LTD ... APPELLANT(S)

VERSUS

SHAILESH PATWARI & ANR. ...RESPONDENT(S)

O R D E R

This appeal is directed against the order of quashing
the criminal proceedings against respondent No.

certain allegations for commission of offences punishable
under Sections 406, 409, 420 and 120-B of the Indian Penal
Code. The High Court after careful consideration of the
factual and legal aspects into consideration exercised the
discretionary power and quashed the criminal proceedings
in exercise of its discretionary power under Section 482
of the Code of Criminal Procedure.

Learned counsel appearing on behalf of respo

No. 1 submits that the appellant-Bank has already issued
"No Dues certificate" to the respondent. His submission is
placed on record.

We do not find any reason to interfere with
impugned order of the High Court. The appeal, being devoid
of merit, is dismissed accordingly.

Needless to mention that this Order will not come in
the way of the appellant-Bank to recover the amount due,
if any, from the respondent.

.....J.
(V. GOPALA GOWDA)

Signature Not Verified

Digitally signed by
Sushil Kumar Rakheja

Date: 2015.02.13
18:08:28 IST
Reason:

.....J.

(R. BANUMATHI)

NEW DELHI,
FEBRUARY 11, 2015

ITEM NO.7

COURT NO.11

SECTION IIB

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Criminal Appeal No(s). 1916/2009

MADHAVPURA MERCANTILE CO-OP.BANK LTD.

Appellant(s)

VERSUS

SHAILESH PATWARI & ANR.

Respondent(s)

(with office report)
(For Final Disposal)

Date : 11/02/2015 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE V. GOPALA GOWDA

HON'BLE MRS. JUSTICE R. BANUMATHI

For Appellant(s) Mr. Ankur Saigal, Adv.
 Mr. Vivek Jain, Adv.
 Mr. Mahesh Agarwal, Adv.
 Mr. Rishi Agrawala, Adv.
 Mr. E. C. Agrawala, Adv.

For Respondent(s) Mr. Aditya Verma, Adv.
 Mr. Vikas Singh Jangra, Adv.

 Ms. Hemantika Wahi, Adv.
 Ms. Jesal, Adv.
 Ms. Preeti Bhardwaj, Adv.

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

The appeal is dismissed in terms of the signed order.

(S. K. RAKHEJA)
COURT MASTER

(MALA KUMARI SHARMA)
COURT MASTER

(Signed order is placed on the file)