

ITEM NO.2

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

Petition(s) for Special Leave to Appeal (Crl) No(s).6103/2011

(From the judgement and order dated 03/01/2011 in CRLA No.1973/2003 of The HIGH COURT OF KERALA AT ERNAKULAM)

JOSSY VARGHESE

Petitioner(s)

VERSUS

M.J.SABU & ANR.

Respondent(s)

(With office report )

Date: 13/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE GYAN SUDHA MISRA  
HON'BLE MR. JUSTICE PINAKI CHANDRA GHOSE

For Petitioner(s)

Mr. V.K. Sidharthan, Adv.  
Mr. Shabu Sreedharan, Adv.

For Respondent(s)

Mr. Renjith. B, Adv.  
  
Mr. Jogy Scaria, Adv.  
Mr. K.K. Sudheesh, Adv.

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

The petitioner already stands convicted for an offence under Section 138 of the Negotiable Instrument Act, and sentenced to pay a fine of Rs.1,50,000/-.

However, we granted several chances to the petitioner to indemnify respondent no.1 by making the payment for which cheque had been advanced, but the petitioner had paid only Rs.50,000/- and in spite of opportunity granted to the petitioner no further amount has been paid to the respondent.

Under the circumstance, this special leave petition is dismissed.

The respondents are at liberty to execute the order passed in their favour and against the petitioner.

|(Neetu Khajuria)

|(S.S.R. Krishna)

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|Sr.P.A.

|Court Master

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