

ITEM NO.52

COURT NO.7

SECTION II

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).4087/2006

(From the judgement and order dated 12/07/2006 in CRLP No. 1327/2006 of  
The HIGH COURT OF A.P AT HYDERABAD)

DILIP KUMAR @ YOUSUF KHAN

Petitioner(s)

VERSUS

STATE OF A.P. &amp; ANR.

Respondent(s)

(With appln(s) for stay and permission to file additional documents and office  
report )

WITH SLP(Crl) NO. 4088 of 2006

(With appln. for stay and office report)

Date: 24/09/2007 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.H. KAPADIA

HON'BLE MR. JUSTICE B. SUDERSHAN REDDY

For Petitioner(s) Mr. Harish Salve, Sr. Adv.  
Miss Aparajita Singh, Adv.  
Mr. T. Mahipal, Adv.

For Respondent(s) Mrs.D. Bharathi Reddy, Adv.

Mr. Mahesh Agarwal, Adv.  
Mr. Rishi Agrawala, Adv.  
Mr. E.C. Agrawala ,Adv  
Mr. Gaurav Goel, Adv.  
Mr. Amit Sharma, Adv.  
Ms. Neha Aggarwal, Adv.

UPON hearing counsel the Court made the following  
ORDER

Heard learned counsel for both sides.

2

The main case is one for the offence punishable under Section  
138 of Negotiable Instruments Act. It is a summons case. In the facts  
and circumstances of the case, we are of the opinion that no prejudice  
will be caused to the complainant if personal appearance of the  
petitioner herein (accused No. 2) is dispensed with. However, this order  
is confined only to the petitioner herein (accused No. 2). This order  
has been passed keeping in mind the old age and ill health of the  
petitioner herein (accused No. 2). It will not apply to other accused in

the trial. The trial court is requested to proceed expeditiously since the complaint is pending for the last couple of years.

The Special Leave Petitions are disposed of accordingly.

(Pardeep Kumar)  
Court Master

Court Master

(Madhu Saxena)