

ITEM NO.3

COURT NO.7

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).7932-7933/2010
(From the judgement and order dated 17/03/2010 in CRLRP No.
1539/2009 of The HIGH COURT OF KERALA AT ERNAKULAM)

JOSE @ JOSEPH CHACKO

Petitioner(s)

VERSUS

V.M.JOSEPH & ANR

Respondent(s)

(With appln(s) for stay and exemption from filing c/c of the
impugned order)

Date: 08/10/2010

These Petitions were called on for hearing today.

CORAM :

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

For Petitioner(s)

Mr. John Mathew, Adv.

For Respondent(s)

Mr. L. Rajesh Iyer, Adv.
Mr. Ranjith B. Marar, Adv.
Mr. S.C. Patel, Adv.

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

Leave granted.

The appeals are allowed in terms of the
signed order.

(KALYANI GUPTA)
SR. P.A.

(VINOD KULVI)
COURT MASTER

CRL.A. NOS. OF 2010 @ SLP(cRL.) NOS. 7932-34 OF 2010

[SIGNED ORDER IS PLACED ON THE FILE.]

CRL.A. NOS. OF 2010 @ SLP(cRL.) NOS. 7932-34 OF 2010

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1976-1977 OF 2010
[ARISING OUT OF SLP (CRL. NOS. 7932-7933 OF 2010)]

JOSE @ JOSEPH CHACKO

.. APPELLANT(S)

vs.

V.M. JOSEPH & ANR.

.. RESPONDENT(S)

O R D E R

Leave granted.

We have heard learned counsel for the parties.

parties.

Parties are willing for a settlement.

The appellant

has

already deposited a sum of Rs. 2 lakhs in the trial court.

The respondent may recover that amount along with interest,

if any. The learned counsel for the appellant

also

undertakes to deposit a sum of Rs. 3 lakhs by way of bank

draft representing the balance amount of the loan due to the

respondent within a period of six months from today.

In this view of the matter, the offence is compounded

and the appellant is acquitted of the charge.

The a

ppeals

are, accordingly, allowed.

We, however, clarify that in

CRL.A. NOS. OF 2010 @ SLP(cRL.) NOS. 7932-34 OF 2010

case the amount of Rs. 3 lakhs is not paid within a period of six months from today, the appeals will be deemed to be dismissed.

.....J.
(HARJIT SINGH BEDI)

.....J.
(CHANDRAMAULI KR. PRASAD)

New Delhi,
October 08, 2010.