

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).9018/2008

(From the judgement and order dated 25/07/2008 in Crl.R No.171/2001
of The HIGH COURT OF UTTARAKHAND AT NAINITAL)

MAHINDRA KUMAR AGARWAL

Petitioner(s)

VERSUS

STATE & ANR.

Respondent(s)

[With appln(s) for ex-Parte stay and office report]

Date: 19/01/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA

For Petitioner(s) Mr. H.L. Tiku, Sr. Adv.

Mr. Abhijat P. Medh, Adv.

UPON hearing counsel the Court made the following
ORDER

Keeping in view the facts and circumstances of this case, we are
not inclined to interfere with the impugned judgment. Indisputably,
however, the petitioner would be entitled to raise all contentions including
the adequacy of service of notice before the learned trial Judge.

The Special Leave Petition is dismissed accordingly.

(Subhash Chander)
A.R.-cum-P.S.

(Pushap Lata Bhardwaj)
Court Master