

|
ITEM NO.201

Court No.6

SECTION IIB

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl) No(s).6675/2006

(From the judgement and order dated 02/08/2006 in CRLA No.599/2001, of The
HIGH COURT OF KERALA AT ERNAKULAM)

THE TRADING CO. (FINANCE) Petitioner(s)
M.O. WARD, ALAPPUZHA,
REP BY ITS PARTNER K. JOHN MATHEW, KERALA

VERSUS

ANNAMMA VARGHESE & ANR. Respondent(s)

WITH CRLMP 10598/2013
(With appln(s) for permission to file additional documents)

Date: 06/05/2013 This Petition was called on for hearing today.

CORAM :
HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s)
Mr. Romy Chacko,Adv.

For Respondent(s)
Mr. M.P. Vinod,Adv.
Mr. Dileep Pillai, Adv.
Mr. Ajay K. Jain, Adv.
Ms. Neelam Saini, Adv.
Mr. R. Sathish ,Adv

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

Leave granted.

The appeal stands dismissed in terms of the signed order.

| (DEEPAK MANSUKHANI)
| Court Master

| (M.S. NEGI)
| Court Master

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 711 OF 2013
(Arising out of SLP(Crl.) No. 6675 of 2006)

THE TRADING CO. (FINANCE) Appellant(s)
M.O. WARD, ALAPPUZHA,
REP BY ITS PARTNER K. JOHN MATHEW, KERALA

VERSUS

ANNAMMA VARGHESE & ANR. Respondent(s)

O R D E R

Leave granted.

The appellant is the complainant before us. The complaint filed by the complainant under Section 138 of the Negotiable Instruments Act was rejected giving benefit of doubt to the respondents. The High Court declined to interfere with the judgment of the trial Court. We do not find any merit in this appeal. It is further stated that the appellant has filed a civil suit which was also dismissed and the first appeal is pending in the High Court of Kerala.

In the circumstances, giving liberty to the appellant to work out all remedies in the pending appeal, this appeal stands dismissed.

.....J.
(Dr. B.S. CHAUHAN)

.....J.
(FAKKIR MOHAMED IBRAHIM KALIFULLA)

NEW DELHI
MAY 06, 2013.