

ITEM NO.11

COURT NO.9

SECTION II

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).3612/2023

(Arising out of impugned final judgment and order dated 18-01-2023 in CRLRC No. 3253/2015 passed by the High Court For The State Of Telangana At Hyderabad)

ANKIT VIJAYVARGI

Petitioner(s)

VERSUS

NARESH AGARWAL & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.56546/2023-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 25-07-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE HRISHIKESH ROY
HON'BLE MR. JUSTICE PANKAJ MITHAL

For Petitioner(s) Mrs. Anjani Aiyagari, AOR
Mr. K.sriram, Adv.
Mrs. M.rama, Adv.
Mr. Sadam Satyanarayana Raja Yadav, Adv.

For Respondent(s) Mr. Rohit Anil Rathi, AOR

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

Heard Mrs. Anjani Aiyagar, learned counsel appearing for the petitioner. Also heard Mr. Rohit Anil Rahi, learned counsel appearing for the respondent(complainant).

2. Following the order passed by this Court on 17.05.2023 expressing disinclination to entertain the Special Leave Petition challenging the conviction of the Petitioner under Section 138 of the *Negotiable Instruments*

Act 1881, the learned counsel Ms. Aiyagari has obtained instruction from the petitioner. She submits that the total liability for the petitioner is about Rupees Thirty Four Lakhs and the petitioner is prepared to pay off his dues to the respondent provided some time can be granted by the Court.

3. The respondent is agreeable to receive the money proposed to be offered by the petitioner, if it is made payable in a time bound manner.

4. Accordingly, the petitioner to show his *bona fide* is directed to deposit a sum of Rupees Eight Lakhs within two weeks from today directly in the bank account of the respondent, the details of which will be furnished by Mr. Rathi today itself to Ms. Aiyagari. For the balance amount, the petitioner is granted further time. However, the entire balance amount should be paid on/or before 25th January 2024.

5. The petitioner will file an affidavit within two weeks adhering to the time frame as above, to make the payment.

6. The Special Leave Petition be posted after three weeks.

(DEEPAK JOSHI)
COURT MASTER (SH)

(KAMLESH RAWAT)
ASSISTANT REGISTRAR