

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NOS. 621-622 OF 2017

(Arising out of SLP (Criminal) Nos. 982-983 of 2016)

M/S THANDIRAM TEXTILES PVT. LTD. & ORS. ... Appellants

VERSUS

STATE OF MAHARASHTRA & ANR. ... Respondents

O R D E R

Leave granted.

Suffice is to note that the appellants herein have been convicted of the charges under Section 138 read with Section 141 of the Negotiable Instruments Act, 1882. The appeal was dismissed by the Additional Sessions Judge. However, further revisions filed before the High Court are pending.

In the meantime, the High Court in these criminal revisions, had initially passed the order for suspending the sentence. However, by the impugned order, the said order of suspension of sentence has been withdrawn.

It is a matter of record that the appellants have so far paid Rs.80 lakhs. In these circumstances, we are of the opinion that the sentence awarded by the Courts below need to be suspended till the decision of the revision petitions. Ordered accordingly. The impugned order dated 16.12.2015

withdrawing the order of suspension of the sentence is hereby  
set aside and the appeals are allowed in the aforesaid terms.  
The High Court may expedite the hearing of the case.

....., J.  
[ A.K. SIKRI ]

....., J.  
[ ASHOK BHUSHAN ]

New Delhi;  
March 31, 2017.

ITEM NO.50

COURT NO.8

SECTION IIA

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.) Nos. 982-983/2016

(Arising out of impugned final judgment and order dated 16/12/2015 and 17/12/2015 in CRLA No. 494/2015 in CRLRA No. 369/2015 with CRLA No. 495/2015 in CRLRA No. 370/2015 passed by the High Court of Bombay)

M/S THANDIRAM TEXTILES PVT LTD & ORS

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ANR

Respondent(s)

(With appln. (s) for permission to file additional documents, interim relief and office report)

Date : 31/03/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI  
HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s)

Mr. Raghunatha Sethupathy, Adv.  
Ms. Bansuri Swaraj, Adv.  
Mr. Nirnimesh Dube, Adv.

For Respondent(s)

Mr. Jatin Zaveri, Adv.  
Mr. Neel Kamal Mishra, Adv.  
  
Mr. Mahaling Pandarge, Adv.  
Mr. Nishant Ramakantrao Katneshwarkar, Adv.

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

Leave granted.

The appeals are allowed in terms of the signed order.

(Nidhi Ahuja)  
Court Master

(Mala Kumari Sharma)  
Court Master

[Signed order is placed on the file.]