

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO. 738 of 2017
(Arising out of SLP(Crl.) No.5087 of 2015)

H.P. STATE COOPERATIVE BANK LTD. Appellant(s)

VERSUS

ASHOK NEGI AND ANOTHER Respondent(s)

O R D E R

Leave granted.

Having regard to the amount of the cheque which was dishonoured, the impugned order of the appellate court as affirmed by the High Court cannot be sustained.

Accordingly we set aside the order passed by appellate Court as affirmed by the High Court and restore the order passed by the trial court.

The appeal is allowed in above terms.

Pending applications, if any, shall also stand disposed of.

.....J.
(ADARSH KUMAR GOEL)

.....J.
(UDAY UMESH LALIT)

New Delhi,
APRIL 17, 2017.

ITEM NO.44

COURT NO.13

SECTION IIC

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). 5087/2015

(Arising out of impugned final judgment and order dated 25/11/2014 in CRMP No. 822/2014 passed by the High Court Of Himachal Pradesh At Shimla)

H.P. STATE COOPERATIVE BANK LTD.

Petitioner(s)

VERSUS

ASHOK NEGI AND ANOTHER

Respondent(s)

(With interim relief and office report)

Date : 17/04/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE UDAY UMESH LALIT

For Petitioner(s) Mr. Satish K. Chauhan,Adv.
Mr. Abhishek Sharma,Adv.
Dr. Kailash Chand,Adv.

For Respondent(s) Mr. D.K. Thakur,AAG
(R-2) Mr. V. K. Sharma,Adv.

(R-1) Mr. Ajay Marwah,Adv.

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

Leave granted.

In terms of the signed order, the appeal is allowed.

(MAHABIR SINGH)
COURT MASTER

(VEENA KHERA)
COURT MASTER

(Signed order is placed on the file)