

#13

08.12.2010

Present: Mr.O.P.Minocha, Advocate for the petitioners.

Mr.Anil Grover with Ms.Noopur Singhal, Advocates for the respondent.

+Crl.M.C.No.2684/2010

1. By this petition, petitioners are seeking setting aside of the order dated 3rd August 2010 passed by learned Metropolitan Magistrate issuing NBWs for their appearance in Court.

2. On 19th August 2010, learned counsel for the petitioners sought stay of proceedings before the trial court and offered to deposit the entire cheque amount with the trial court. On 25th August 2010, learned counsel for the petitioners informed that he has already deposited ₹4,00,000/- in the trial court and balance amount would be deposited in the trial court in two instalments latest by 1st October 2010 and 1st November 2010 respectively. It is submitted by learned counsel for the petitioners that entire cheque amount has been paid, pursuant to the above undertaking, to the respondent. Since the petitioners have paid the cheque amount to the respondent to show their bona fide, NBWs issued against them, vide order dated 3rd August 2010 are directed to be revoked, subject to the condition that the petitioners shall appear before the trial court in person on the next

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date of hearing, failing which the trial court shall be within its right to issue appropriate process.

3. Petition is disposed of.

4. Order dasti.


(AJIT BHARIHOKE)
JUDGE

DECEMBER 08, 2010

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- matters disposed of already
- Cr. MA 18795/10 for compounding of offence u/s 138 NI Act
- Cr. MA 18796/10 for modification of order dt 8-12-10.
- Cr. MA 18797/10 — for stay
- Cr. MA 18798/10 — Exemption.