



CNR: KAHC010719022025

NC: 2026:KHC:46413
CRL.P No. 15209 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 15209 OF 2025

BETWEEN:

1. SMS INTERNATIONAL BEVERAGES PVT. LTD.,
PLOT NO.49,
INDUSTRIAL AREA LODHI MAJAR,
BADDI, SOLAN,
HIMACHAL PRADESH - 174 102.
REPRESENTED BY
MANAGING DIRECTOR.
 2. MR. SUDHEER GUPTHA @
SUDHEER KUMAR GUPTA,
AGED ABOUT 59 YEARS,
MANAGING DIRECTOR OF
SMS INTERNATIONALS BEVERAGES PVT. LTD.,
PLOT NO.49, INDUSTRIAL AREA LODHI MAJAR, BADDI,
SOLAN, HIMACHAL PRADESH - 174 102.
- ...PETITIONERS

(BY SRI. T.S.VENKATESH., ADVOCATE)

AND:

SRI. B. MOHAN KUMAR,
S/O K.V. BALAKRISHNAN,
AGED ABOUT 55 YEARS,
PROPRIETOR OF M/S ZEUS INDIA ENTERPRISES,
NO.17, 4 CROSS, LAKESHORE GARDEN,
THINDLU, VIDYARANYAPURA POST,
BANGALORE - 560 097.

...RESPONDENT

THIS CRL.P. IS FILED U/S 482 OF CR.PC (FILED U/S 528 BNNS) PRAYING TO MODIFY THE CONDITIONAL STAY ORDER DATED 29.09.2025 PASSED BY LXVI ADDL.CITY CIVIL AND SESSIONS JUDGE AT BENGALURU (CCH-67) IN CRIMINAL APPEAL NO.1300/2025 BY REMOVING THE CONDITION OF DEPOSITING 20% OF THE FINE AMOUNT.

Digitally
signed by
PADMAVATHI
B K
Location:
High Court of
Karnataka



CNR: KAHC010719022025

NC: 2026:KHC:46413
CRL.P No. 15209 of 2025

THIS PETITION, COMING ON FOR ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: **HON'BLE MR. JUSTICE M.NAGAPRASANNA**

ORAL ORDER

Learned counsel appearing for the petitioners files a memo seeking withdrawal of the petition. The memo so filed reads as follows:

"MEMO FOR WITHDRAWAL

" The Counsel for the Petitioner most humbly submits that the Petitioner had preferred the instant Petition as against the order dated 29.09.2025 passed by LXVI Addl City Civil and Sessions Judge at Bengaluru (CCH-67) in CrI A. 1302/2025. However, the parties before the Hon'ble LXVI Addl City Civil and Sessions Judge at Bengaluru (CCH-67) in CrI A. 1302/2025 have arrived at a settlement on 19.06.2026 in all 3 cases by receiving a sum of Rs.25,00,000/-Further, the Respondent have received a sum of Rs.15,00,000/-(Fifteen Lakh only) by way of DD on the same day. In view of the settlement between the parties, the order dated 07.01.2026 vacating the order of suspension of the sentence is cancelled.

Further, the stay order dated 29.09.2025 is restored.

Hence, the instant Petition may be withdrawn as not pressed."

In terms of memo, the petition is ***disposed as withdrawn.***

**Sd/-
(M.NAGAPRASANNA)
JUDGE**