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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.A. 711/2015

VAJANTI BATRA ..... Appellant  
Through : Mr. K.N. Popli, Adv.

versus

M/S VND FOODS & ORS ..... Respondents  
Through : Mr. Sudershan Rajan, Mr. Arjun  
Gadhoke and Mr. Ghanshyam Bhati,  
Adv. for the respondent no.  
3/applicant

**CORAM:**

**HON'BLE MR. JUSTICE A.K. PATHAK**

**ORDER**

% **17.02.2017**

**Crl. M.A. No. 88/2017 (directions)**

By this application, respondent no. 3 has prayed for extension of time for depositing the fine, in terms of order dated 4<sup>th</sup> August, 2015. Vide order dated 4<sup>th</sup> August, 2015, appeal was disposed of. Operative portion of the said order reads as under:-

“Considering the fact that the cheque in question pertained to the period 2009, and about six years have since expired, I am inclined to subject the respondents to fine of Rs.1,35,000/-. The said fine shall be shared equally by the respondents/convicts Nos. 2 and 3 and shall be deposited within four

months. However, in case of failure of the convicts, or either of them, to deposit their respective share of fine, the defaulting partner/convict shall undergo a sentence of Simple Imprisonment for a period of four months. Out of the said amount of fine, the appellant shall be entitled to compensation of Rs.1,32,000/-.

The appeal stands disposed of in the aforesaid terms.”

Respondent no. 3 had approached the Supreme Court by filing Special Leave Petition, which has already been dismissed. More than 1½ year has gone by and the fine has not been deposited. I do not find any justification to extend the time for depositing the fine as sufficient time was available to the respondent no. 3 to comply the order.

Application is dismissed.

**A.K. PATHAK, J.**

**FEBRUARY 17, 2017**

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